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REMOTE STORAGE

STATE OF WISCONSIN.

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# SENATE JOURNAL.

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FORTIETH SESSION.

WEDNESDAY, JANUARY 14, 1891.

The fortieth session of the legislature of the state of Wisconsin began at Madison, the capital city of said state, the second Wednesday, being on the 14th day of January, 1891.

Pursuant to law, at 12 o'clock M. of said day the senate was called to order by the Hon. Charles Jonas, lieutenant governor and president of the senate, who addressed the senate as follows:

*Senators:* In taking my place as presiding officer of the senate I beg to ask your kind indulgence in any shortcomings that I may show in the performance of my duties. Many of you, senators, I meet here again as old and dear friends; and such of you as I have the pleasure to meet on this occasion for the first time, I hope to be able to count among my friends before the close of the session. I assure you, senators, that it will be my constant endeavor to act, in my capacity as presiding officer of this body, with justice, impartiality and due consideration towards every member of it; and I hope I may contribute my modest share to make this session pleasant, harmonious, and above all beneficial to the best interests of the people of the state of Wisconsin.

The roll of the senators holding over from 1889, and of the senators elect, as transmitted to the senate by Hon. T. J. Cunningham, secretary of state, was read by the clerk as follows:

LIST OF SENATORS HOLDING OVER FROM 1889.

2d District—E. W. Persons.  
4th District—John J. Kempf.  
6th District—Herman Kroeger.

1--S. J.

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8th District — J. C. Reynolds.  
 12th District — P. J. Clawson.  
 14th District — Frank Avery.  
 16th District — Edward I. Kidd.  
 18th District — S. B. Stanchfield.  
 20th District — M. C. Mead.  
 22d District — William Kennedy.  
 24th District — Charles S. Taylor.  
 26th District — Willett S. Main.  
 28th District — R. L. Joiner.  
 30th District — Wm. Miller.  
 32d District — Hugh H. Price.

DEPARTMENT OF STATE,  
*Madison, Wis.,*  
 January 14, 1891.

CHARLES E. BROSS,  
 Chief Clerk of the Senate:

SIR: I have the honor to transmit herewith a list of the members of the senate of the state of Wisconsin, as appears from the certificates of the county clerks of the several counties comprising the senatorial districts named in said list.

T. J. CUNNINGHAM,  
 Secretary of State.

LIST OF SENATORS ELECTED AT THE GENERAL ELECTION  
 HELD IN THE STATE OF WISCONSIN ON THE FOURTH DAY  
 OF NOVEMBER, A. D. 1890:

1st District — Edward Scofield (seat contested).  
 3rd District — Adam Apple.  
 5th District — Paul Bechtner.  
 7th District — C. A. Koenitzer.  
 9th District — F. T. Yahr.  
 10th District — W. H. Phipps, (elected to fill vacancy —  
     H. A. Taylor, resigned.)  
 11th District — J. T. Kingston, Jr.  
 13th District — Wm. F. Voss.  
 15th District — Wm. F. Nash.  
 17th District — R. J. Burdge.  
 19th District — Geo. W. Pratt.  
 21st District — J. H. Woodnorth.  
 23rd District — W. S. Greene.  
 25th District — R. J. MacBride.  
 27th District — Russel C. Falconer.  
 29th District — Robert Lees.  
 31st District — Henry Conner.  
 33rd District — Fred W. Horn.

## DEPARTMENT OF STATE — SS.

I, T. J. Cunningham, secretary of state of the state of Wisconsin, do hereby certify that the foregoing is a true and correct list of the members of the senate of the state of Wisconsin elected at the general election held on the fourth day of November, A. D. 1890, as appears from the certificates of the county clerks of the several counties comprising the senatorial districts named in the foregoing list, which certificates are now on file in this office.

In testimony whereof, I have hereunto set my hand and affixed my official seal, at the capitol, in the city of Madison, this fourteenth day of January, A. D. 1891.

[SEAL.]

T. J. CUNNINGHAM,  
Secretary of State.

The roll of senators being called the following senators appeared at the bar of the senate and subscribed to the oath of office, which was administered by the president:

Senators Scofield, Apple, Bechtner, Koenitzer, Yahr, Phipps, Kingston, Voss, Nash, Burdge, Pratt, Woodnorth, Greene, MacBride, Falconer, Lees, Conner and Horn.

The president directed the chief clerk to call the roll. All senators being present:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Scofield, Stanchfield, Taylor, Voss, Woodnorth and Yahr.

## ELECTION OF CHIEF CLERK.

Senator Greene presented the name of John P. Hume.

Senator Main presented the name of Charles E. Bross.

The roll was called, and the following senators voted for John P. Hume:

Senators Apple, Conner, Falconer, Greene, Horn, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Persons, Pratt, Voss, Woodnorth and Yahr—18.

The following senators voted for Charles E. Bross:

Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Phipps, Price, Reynolds, Scofield, Stanchfield and Taylor—15.

John P. Hume having received a majority of all the votes cast, was declared elected chief clerk, and appeared at the bar of the senate and took the oath of office, which was administered by the president.



## ELECTION OF SERGEANT-AT-ARMS.

Senator Voss presented the name of John A. Barney.

Senator Miller presented the name of T. J. George.

The roll was called, and the following senators voted for John A. Barney:

Senators Apple, Conner, Falconer, Greene, Horn, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Persons, Pratt, Voss, Woodnorth and Yahr—18.

The following senators voted for T. J. George:

Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Phipps, Price, Reynolds, Scofield, Stanchfield and Taylor—15.

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ELECTION OF PRESIDENT PRO TEMPORE.

Senator Kennedy presented the name of Senator Fred. W. Horn.

Senator Clawson presented the name of Senator E. I. Kidd.

The roll was called and the following senators voted for Senator Fred. W. Horn:

Senators Apple, Conner, Falconer, Greene, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Persons, Pratt, Voss, Woodnorth and Yahr—17.

The following senators voted for Senator E. I. Kidd:

Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Main, Miller, Phipps, Price, Reynolds, Scofield, Stanchfield and Taylor—14.

Senator Horn voted for W. S. Greene.

Senators Kidd and Green were appointed a committee to escort the president pro tempore to the chair, on assuming which he thanked the senators for the honor conferred.

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RESOLUTIONS INTRODUCED.

By Senator Kingston:

Res. No. 1, S.,

*Resolved*, That the standing committees of the senate be constituted as follows:

*On Judiciary*.—Senators William Kennedy, chairman; M. C. Mead, R. J. MacBride, John T. Kingston, Jr., Robert Lees, P. J. Clawson and Chas. S. Taylor.

*On State Affairs*.—Senators George W. Pratt, chairman; F. W. Horn and Frank Avery.

*On Finance, Banks and Insurance*.—Senators Enos W. Persons, chairman; F. T. Yahr and J. C. Reynolds.



*On Railroads.*—Senators Walter S. Greene, chairman; M. C. Mead, Herman Kroeger, Wm. F. Voss, Henry Conner, F. T. Yahr, Edward Scofield, H. H. Price and W. S. Main.

*On Education.*—Senators Russel C. Falconer, chairman; Wm. Kennedy and R. L. Joiner.

*On Manufactures and Commerce.*—Senators, Herman Kroeger, chairman; R. C. Falconer and R. J. Burdge.

*On Assessment and Collection of Taxes.*—Senators Frederick W. Horn, chairman; Adam Apple and John J. Kempf.

*On Incorporations.*—Senators Robert J. MacBride, chairman; E. W. Persons and W. H. Phipps.

*On Town and County Organizations.*—Senators John T. Kingston, Jr., chairman; E. W. Persons and J. C. Reynolds.

*On Public Lands.*—Senators George W. Pratt, chairman; Herman Kroeger and R. L. Joiner.

*On Military Affairs.*—Senators Joseph H. Woodnorth, chairman; W. F. Nash and Edward Scofield.

*On Privileges and Elections.*—Senator Robert Lees, chairman; John T. Kingston, Jr., and E. I. Kidd.

*On Legislative Expenditures.*—Senator Henry Conner, chairman; C. A. Koenitzer and W. S. Main.

*On Federal Relations.*—Senators Robert J. MacBride, chairman; Walter S. Greene and P. J. Clawson.

*On Roads and Bridges.*—Senator Adam Apple, chairman; Henry Conner and Wm. Miller.

*On Agriculture.*—Senator Adam Apple, chairman; R. C. Falconer and S. B. Stanchfield.

*On Engrossed Bills.*—Senator F. T. Yahr, chairman; Robert Lees and C. S. Taylor.

*On Enrolled Bills.*—Senator Wm. F. Voss, chairman; Walter S. Greene and R. J. Burdge.

#### JOINT COMMITTEES.

*On Claims.*—Senator W. F. Nash, chairman; J. H. Woodnorth and E. I. Kidd.

*On Charitable and Penal Institutions.*—Senator M. C. Mead, chairman; J. H. Woodnorth and Paul Bechtner.

*On Printing.*—Senator C. A. Koenitzer, chairman; W. F. Nash and John J. Kempf.

Adopted.

By Senator Persons:

Res. No. 2, S.,

*Resolved,* That the chief clerk of the senate be, and he is hereby instructed to notify the assembly that the senate is now organized by the election of Fred W. Horn as president pro tem., John P. Hume as chief clerk, and John A. Barney sergeant-at-arms, and is now ready to proceed to business.

Adopted.

By Senator Kroeger:

Res. No. 3, S.,

*Resolved*, That the rules of the senate of 1889 be adopted as the rules of this session, until otherwise ordered.

Adopted.

By Senator Nash:

Jt. Res. No. 1, S.,

*Resolved by the senate, the assembly concurring*, That the joint rules of the last legislature be adopted as the joint rules of this legislature, until otherwise ordered.

Adopted.

By Senator Pratt:

Jt. Res. No. 2, S.,

*Resolved by the senate, the assembly concurring*, That a joint committee consisting of two from the senate and three from the assembly, be appointed to wait upon the governor and inform him that both houses are organized and prepared to receive any communication he may be pleased to make.

Adopted.

By Sen. Kennedy:

Jt. Res. No. 3, S.,

*Resolved by the senate, the assembly concurring*, That the superintendent of public property be, and he is hereby directed to furnish to each member of the legislature, and to each elective officer thereof, and to the lieutenant governor, one copy each, of the revised statutes, the annotated statutes, the laws of 1878, 1879, 1881, 1883, 1887 and 1889, the senate and assembly journals and the blue book for 1889, and three copies of each of the above, for the Judiciary committee of each house, and one of each of the above for every other standing committee of this legislature. That the state librarian be, and he is hereby directed to supply the Judiciary committee of each house with a set of the Wisconsin supreme court reports, and the digests thereof to be returned to the proper custodian at the close of the session.

Adopted.

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### RECESS.

On motion of Senator Greene,

The senate took a recess until 3 o'clock P. M.

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3 O'CLOCK P. M.

The senate was called to order by the president pro tem.

The president pro tem. announced the appointment of Senators Pratt and Reynolds as a committee on the part of the senate under Jt. Res. No. 2, S., to wait on the governor.

## COMMUNICATIONS TO THE LEGISLATURE.

By the President:

To the presiding officer and chief clerk of the senate: You will please to take notice that within thirty days after the decision of the board of district canvassers of the first senate district of Wisconsin, John Fetzer, a candidate voted for, for the office of state senator for said first senate district, served a notice in writing on Edward Scofield, whose election the said Fetzer intends to contest, stating that the election of said Edward Scofield will be contested, and the causes of said contest. That a copy of said notice of contest was filed in the office of the secretary of state more than ten days since, and said contest has not been determined. You are therefore notified, pursuant to the provisions of section 110, of the revised statutes, not to issue to said Edward Scofield a certificate pursuant to the provisions of said section.

Witness my hand and the seal of my office, this 14th day of January, A. D. 1891.

[SEAL.]

T. J. CUNNINGHAM,  
Secretary of State.

On motion of Senator MacBride,

The communication was ordered spread on the Journal and referred to the committee on Privileges and Elections, together with all papers relating thereto.

On motion of Senator Kidd,

The senate took a recess until called to order by the president.

3:30 O'CLOCK, P. M.

The senate was called to order by the president pro tem.

## MESSAGE FROM THE ASSEMBLY.

By Geo. W. Porth, chief clerk thereof.

Mr. PRESIDENT:

I am directed to inform you that the assembly has organized by the election of Hon. J. J. Hogan as speaker, and Geo. W. Porth as chief clerk, and Patrick Whalen as sergeant-at-arms, and is ready to proceed to business.

And has concurred in

Jt. Res. No. 2, S.,

Appointing a committee to wait on the GOVERNOR.

And has appointed Messrs. Winans, Keogh and Mead, as a committee on the part of the assembly.

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Senator Pratt, from the joint committee to await upon his excellency the governor, and inform him that the legislature was organized and ready for business, reported that they had performed that duty and were informed by his excellency that he would take pleasure in meeting the legislature in joint session in the assembly chamber at 10:30 o'clock, to-morrow morning, and there communicate his annual message.

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### RESOLUTIONS INTRODUCED.

By Senator Pratt:

Jt. Res. No. 4, S.,

*Resolved by the senate, the assembly concurring,* That the justices of the supreme court, and the state officers be and they are hereby invited to be present, in the assembly chamber, at 10:30 A. M., January 15, 1891, at the joint session of the legislature, to be held at that time, when his excellency the governor, will deliver his message.

*Resolved, further, the assembly concurring,* That the two houses of the legislature meet in joint session at 10:30 A. M., January 15, 1891, for the purpose of receiving the governor's message.

Adopted.

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### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has concurred in

Jt. Res. No. 4, S.,

Providing for joint session to receive the governor's message.

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### ADJOURNMENT.

On motion of Senator Reynolds,  
The senate adjourned.

THURSDAY, JANUARY 15, 1891.

The senate met.

The lieutenant governor in the chair.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Connor, Falconer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Scofield, Stanchfield, Taylor, Voss, Woodnorth and Yahr.

The journal of yesterday was approved.

### RESOLUTIONS INTRODUCED.

By Senator Apple:

Res. No. 4, S.,

*Resolved*, That the resident clergy of the city of Madison be and are hereby respectfully invited to open the sessions of the senate with prayer.

On motion of Senator Clawson,

The rules were suspended, and

The ayes and noes being demanded, it was decided in the affirmative: Ayes, 28; noes, none; not voting, 5.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Connor, Falconer, Greene, Joiner, Kempf, Kennedy, Kidd, Koenitzer, Kroeger, MacBride, Mead, Nash, Persons, Phipps, Pratt, Price, Reynolds, Scofield, Stanchfield, Taylor, Voss, Woodnorth and Yahr—28.

By Senator Greene:

Jt. Res. No. 5, S.,

*Resolved by the senate, the assembly concurring*, That a joint select committee of eighteen be appointed, seven from the senate and eleven from the assembly, to which shall be referred all bills and resolutions relative to re-districting the state into congressional, senate and assembly districts



Said committee is authorized to employ a clerk and have all the powers and authority of a joint standing committee under the rules.

Lies over.

By Senator Woodnorth:

Jt. Res. No. 6, S.,

*Resolved by the senate, the assembly concurring,* That when the legislature adjourns to-day it be until Tuesday morning, January 20th, at 10 o'clock.

Adopted.

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### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has concurred in

Jt. Res. No. 3, S.,

Calling on the superintendent of public property and state librarian for certain books,

Jt. Res. No. 6, S.,

Providing for adjournment of the legislature until January 20th, at 10 A. M.

And hereby notifies the senate that the assembly is ready to receive the senate in joint convention.

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The president announced the presence in the senate chamber of the honorable the state officers, and the honorable the supreme court.

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On motion of Senator Horn,

The honorable the lieutenant governor, president pro tempore, the senate, the supreme court and state officers proceeded to the assembly chamber.

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### JOINT CONVENTION.

On assembling in the assembly chamber, the lieutenant governor called the convention to order.

On motion of Mr. Keogh,

The president appointed a committee of three, consisting of Senator Pratt, and Messrs. Keogh and Taylor to wait on his excellency, the governor, and inform him that the legislature was assembled in joint convention and in readiness to listen to his first annual message.

The committee soon appeared with the governor, who delivered his message, which is as follows:

## GOVERNOR'S MESSAGE.

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### FELLOW CITIZENS OF THE SENATE AND ASSEMBLY:

Your honorable body having organized for the transaction of business, it becomes my duty to present to you such recommendations as seem to me for the best interests of the people of the state.

The electors of Wisconsin have spoken in favor of reform in conducting the business of the state. It remains for you to see that the will of the people, as expressed, is carried out. A short business session, with economy for your watchword, the passage of as few bills as possible, consistent with the needs of the state; little interference with existing good laws; the repeal of bad laws, and the amending of such as are defective, will create a feeling of confidence on the part of the people, and help to make prosperous and happy all of your constituents. The way to bring about a short session is for every member to do his duty. The principal cause for long sessions is delay in the action of committees. A few committees that do not attend promptly to business, and allow bills to accumulate on their hands, cause the work of the session to drag, and hinder those who are willing and anxious to transact business and adjourn. The presiding officer should keep a close watch on the committees, and not hesitate to call attention to those who cause unnecessary delay.

### UNNECESSARY OFFICES.

The pledge that state expenses would be reduced to the point necessary for an economical administration of state affairs, should be constantly borne in mind.

During the past twelve years more than seventy official positions have been created by express acts of the legislature, and the reports of the secretary of state show that some two hundred and sixty-five more persons drew salary from the state treasury for personal services in 1889 than in 1878.

These are facts sufficient in themselves to justify, if not demand, the closest scrutiny and investigation, to the end that unnecessary officials may be dispensed with, and unnecessary expense cut off.

I recommend that this matter, together with all proposed legislation looking to the curtailing of the salary list, and the reduction of expenses, be referred to a special joint committee of both houses, appointed for the purpose, in order that such action in the direction indicated, as the legislature may take, may be well considered, wise and effective.

My term of office as governor has so recently begun that I have as yet been unable to fully acquaint myself with this matter in detail. Certain facts, however, have already come under my observation, which suggests the necessity of investigation.

For instance, the office of state veterinarian, created in 1885, cost the state for salaries and ex- penses in 1889.....		\$3,906 68
And for so-called glandered horses, slaughtered and then paid for by the state.....		1,642 99
A total of.....		<u>\$5,549 67</u>
And in 1890, salaries and expenses.....	\$3,460 47	
And for slaughtered horses.....	1,612 61	5,073 08
Aggregate for two years.....		<u>\$10,622 75</u>
Also that the number of senate employes in 1878 was.....	65	
In 1889.....		123
Assembly employes in 1878.....	86	
In 1889.....		151
Total in 1878.....	151	<u>274</u>
Total in 1889.....		<u>274</u>
An increase in both houses of.....		<u>123</u>



The expense on account of senate employes in 1878 was.....	\$11,546 37	
In 1889.....		\$25,171 00
Expense on account of assembly employes in 1878 was.....	\$14,709 50	
In 1889.....		\$30,831 86
Total in 1878.....	\$26,255 87	
Total in 1889.....		\$56,002 83
		\$26,255 87
Increase.....		\$29,747 01

It will be observed that the number of employes of the two houses has nearly doubled, and that the expense is now more than twice what it was twelve years ago.

It does not seem possible that this immense increase is necessary.

There are many other places in which it is the opinion of many that retrenchment is not only possible, but advisable, and where, if the offices are not abolished, a reduction in the expenses can be made without impairing the efficiency of the public service or neglecting the interests of the people. I call your attention to some of these:

The dairy and food commissioner.

The state timber agents.

Game wardens.

Fish wardens, and the many boards created for the furtherance of special interests. I have elsewhere called your attention to the state board of charities and reform, and the state board of supervision, and I earnestly urge you to take prompt and decisive action in regard to these matters, in order that the burdens of our people, instead of being added to, as has been the custom for so many years past, may be lightened to the utmost possible extent consistent with a proper, business-like and efficient administration of governmental affairs.

Very little in this direction can be accomplished without the active, earnest aid of the legislature, but with that assistance I am confident much can be done. In this connection I would suggest that the engrossing of bills be done away with except where the original bill shall have been

amended in such a manner as to make such engrossing necessary, which in itself will cause a material decrease in expenditure, and saving in time. This can very properly be done by a rule so instructing the clerks of your respective bodies.

It must be remembered that all special interests and individuals, disposed for private purposes to retain useless officials, and continue the payment of unnecessary salaries, will attend your sessions, and by every means, in person, and by their agents, urge upon you the necessity of protecting their interests, while the whole people will be represented by no paid attorneys or lobbyists, and their interests will be wholly unprotected unless you fearlessly perform your duties, and see to it that impartial investigation and unbiased judgment take the place of special pleading and selfish interests.

Let it be demonstrated that the cause of the whole people is safe in your hands.

#### THE CONDITION OF THE TREASURY.

The last report of the secretary of state showed a balance in the treasury to the credit of the general fund, on the 30th of September last, of \$345,895.03. On the 5th of January, at noon, when the administration was changed, there was turned over to the in-coming state treasurer, as the balance of the general fund, the sum of \$23,599.32 appearing upon the books of the out-going treasurer. In point of fact, however, the general fund of the state was more than exhausted. At that very moment warrants upon that fund to the amount of \$36,096.87 had been drawn by the out-going secretary of state, of which those for the sum of \$35,642.08 had been actually signed on the morning of the 5th of January, and but a very short time before the transfer of the offices to the in-coming administration. Besides these warrants a large amount of unpaid obligations, immediately due and entitled to discharge, and for which warrants should have already been issued, re-

mained unaudited by the retiring secretary of state, and the additional sum of \$23,984.44 has been necessarily audited by the present secretary, and warrants drawn therefor upon the general fund. In the meantime this fund has had no considerable receipts and can expect none of substantial amount until about the middle of February. In this condition of things the creditors of the state are either obliged to wait, or the treasurer is put to the risk, in order to protect the credit of the state, of employing other funds in his custody to discharge warrants drawn upon the general fund. It needs not be said that such a condition of affairs ought not to be encountered. The annual revenues accruing to the general fund are sufficient to discharge all the annual obligations imposed upon it unless unwarrantable and extravagant appropriations be made, and this difficulty has arisen, as I believe, not from a real insufficiency of receipts to discharge the obligations of the general fund, but from faulty practices in legislation hitherto prevailing. It has been customary, in making special appropriations, to direct that they shall be payable from any moneys in the general fund not otherwise appropriated, whereby an immediate liability for the entire appropriation is imposed upon the treasury, notwithstanding, in many instances, a considerable time may elapse before the money will be actually required, and that, when required, its disbursement should more properly be made in installments as expended.

It is respectfully recommended that this practice be corrected by carefully providing in every appropriation for the disbursement of the money from the treasury from time to time only, as it shall be actually required for the purpose to which it is applied.

Another practice has added to the difficulty mentioned, and seems to me to require correction. This is the payment in advance quarterly of the regular annual appropriations for the maintenance of the various public institutions which derive support from the state. This money

should remain in the treasury to be disbursed as needs require. The general fund, by these methods, can be kept at all times adequate to the demands made upon it, instead of being periodically largely overdrawn, because moneys not yet actually expended have been paid out in advance of necessity, and often perhaps, for the mere convenience or advantage of special treasurers.

It is obvious, also, that if the policy shall be adopted that I recommend in this message, of making use of the interest which may accrue from the treasury funds for the benefit of the state, an additional reason for this course lies in the additional gain which the people may thus enjoy.

The following is a statement of balances in the several funds of the state treasury at noon on Monday, January 5th, 1991:

General Fund.....	\$23,599 32
School Fund.....	347,872 97
School Fund Income .....	24,004 09
Normal School Fund.....	167,999 56
University Fund .....	4,990 39
Agricultural College Fund.....	4,851 60
Drainage Fund.....	40,141 87
Delinquent Tax Fund .....	1,269 14
Deposit Fund .....	11,507 41
Redemption Fund.....	28 42
St. Croix Trespass Fund.....	2,067 46
St. Croix Deposit Fund.....	408 02
Wis. R. R. Mort. Land Co....	4,549 81
Manitowoc & Calumet Swamp Land Co.....	2,164 53
Columbia & Sauk Indian Land Co. Fund.....	2,606 74
Allotment Fund.....	916 54
Total .....	<u>\$638,977 87</u>

Balances as Treasurer ex officio:

Treas. Board of Regents, University .....	\$15,765 16
Treas. Board of Regents, Normal School.....	8,034 12
Bank Redemption.....	5,015 00
Soldiers' Orphan Fund.....	1,428 43
Deposit per cent.....	2,181 29
Total .....	<u>\$32,424 00</u>

INTEREST ON STATE FUNDS.

The legislature of 1876, having ascertained by the report of the state treasurer, in response to a resolution of inquiry, that deposits of the moneys remaining in the treasury to



the credit of the various funds, had been customarily made in various banks in the state, and that the treasurer had derived considerable sums of interest every year from the banks which carried these funds, enacted a stringent law by which he was required to keep within the vaults of the treasury all public moneys committed to his custody, and in compensation, so far as the legislature regarded compensation justly due, for the deprivation of interest and fees previously enjoyed by the treasurer, the salary of that officer was changed from \$1,200 to \$5,000, and he was directed to pay into the treasury all fees and perquisites received by him from every source. This law was incorporated with the revision of 1878 and still remains upon the statute book, a plain and unmistakable declaration of the policy of the state, as determined by the legislature; and its enforcement is charged upon the governor and attorney-general as an additional sanction, who are required, at least once in each quarter year, and at such other times as the governor may think fit, to examine and see that all money appearing by the books of the secretary of state and state treasurer as belonging to the several funds, shall be in fact where the law required it to be, in the vaults of the treasury. It was unquestionably the purpose of the legislature to prevent the use of public funds for any purpose of gain to the treasurer, to any favorites, or to the state itself. Notwithstanding, it now appears that this law has been systematically and continually violated for years, by the deposit of most of the funds of the state, amounting to many hundreds of thousands of dollars, in various banks, and public rumor, so strongly confirmed by circumstances as to be entirely credible, imputes the practice to the banks holding these deposits, of paying interest for the use of the money, either to the treasurer or to other persons whom he has permitted to receive it. There are many reasons which render it prudent and even desirable that the public moneys should be kept in depositories outside the treasury. The risk which the treasurer and his

bondsmen assume in the custody of so large a sum of money, if required to keep it all together, both from fire and robbery, is such as would seriously interfere with that officer's obtaining sureties for the high liabilities imposed by his official bond. It would be some disadvantage that so much currency should be withdrawn from common use, and especially is it convenient to the creditors of the state that payment be made by drafts of the treasurer payable at commercial centers. These considerations have operated to check criticism of violations of the law, among those to whom the facts became known, and seem, with others, to indicate that the policy declared by the legislature of 1876 is not the wisest for the state to pursue.

During many years the average amount of public moneys available for deposit has probably been above \$700,000, and banks of the most approved responsibility are ready and willing to carry these deposits, subject to check on demand, and pay the usual rates of interest common to those institutions where large sums are kept by depositors for a length of time. This rate of interest ranges, as I am informed, from two to three per cent., and it is obvious that the deposit of these funds, under proper restrictions, might therefore not only subserve the useful purposes indicated, but rightfully and properly afford to the state a moderate source of revenue, which would be to that extent a relief to the people from taxation. To secure the safe operation of such a policy careful legislation is necessary. Among other things it should require abundant security from every bank admitted to the list of public depositories; it should make the state a preferred creditor, and provide every other reasonable safe-guard to protect the funds from loss and ensure payment to the treasury of all interest arising from them. This implies, of course, a radical change of policy from that heretofore prevailing in our law. There appears to me, however, no reason why that change should not be made. Even larger sums than the state would be likely to deposit in any one institution are often entrusted to banks by

private parties, and it need not be said that loss, more especially among the well established and approved banking institutions of the state, is a thing of very rare occurrence. Properly guarded, I cannot think any risk will be encountered which the state cannot wisely accept. The practice prevails with authority of law in some other states, and more often still with municipalities, and has a favorable experience to commend it.

In the public discussions preceding the recent general election the right of the state to all the interest which has been heretofore collected by the state treasurers, or others under their direction, was earnestly maintained among the people, and it is believed has the support of sound principles of law. The attorney general will, therefore, in due time, institute such proceedings in the courts as he shall regard proper to recover such interest moneys. The amount at stake is considerable. The labors involved are likely to be great, and it may be desirable that a moderate sum for contingent expenses should be provided to further the prosecution of these proceedings.

#### INVESTMENT OF TRUST FUNDS.

The state holds large amounts of money belonging to what are known as the trust funds, and the sole rightful purpose to which these funds can be applied is to gain interest. Necessarily, in order best to promote this end there should be as wide an opportunity for investment as can be safely left open to the officers charged with this duty. At present loans can be made only upon the bonds of this state, of which none exist, upon the bonds of the United States and certain specified states, of which few or none are practically available, or upon loans to school districts or municipalities within the state, which do not require so much. An unfortunate experience has shown that the state cannot safely undertake to make loans of these funds to individuals, but I believe that there are other securities to be obtained in which the funds of the state may safely be

placed so that all may be made available to the ends for which they were provided, if not better rates of interest gained.

Your attention is respectfully invited to this subject.

#### SEMI-ANNUAL PAYMENT OF TAXES.

The taxes which are annually exacted from the people are not needed at a particular time, but are expended from time to time throughout the entire year, not only by the state but by the counties and subordinate municipalities. It appears to me plain that all the public needs would be as well subserved by payment of these taxes semi-annually instead of annually, as at present required, and that a considerable relief would ensue to the taxpayers of the state by thus leaving in their hands for six months one-half the total annual levies for all public purposes. This would require some changes in the present statutes for the collection of taxes and for the sale of lands delinquent for non-payment of taxes, a change not difficult to make in entire harmony with the present system. Another advantage which might be gained would be the relief of the treasury from the congestion annually experienced under the present system during the earlier months of the year.

The mill tax for the support of the common schools, amounting to nearly six hundred thousand dollars, is now collected more than six months before the period for its distribution, and necessarily remains not only without benefit to the tax-payer, but also at a certain risk.

These various advantages seem to me so important that I respectfully commend this reform to your careful attention, and recommend the proper changes in the statutes to afford this relief to the people.

#### THE PUBLIC SCHOOLS.

The high rank which our public schools have attained is a matter of just pride to all our people. For twenty years the progress of Wisconsin in educational matters has been



remarkable, and much more rapid than in many older states. Everything within the power of the legislature necessary to advance the standing and increase the usefulness of our public schools should be done promptly — with care and prudence, but with liberality. Legislation in that direction will meet with my warm approval. In many parts of the state complaints are being made that large numbers of children are denied the benefits of our free schools because of a lack of accommodation for all who desire to attend. This condition is one which should not be tolerated. The number of children in the state who do not attend school is in fact much smaller than has been represented in some quarters, and the actual percentage would be greatly reduced if all of those desiring to attend could find room in our school-houses.

#### FACTORY LABOR.

The employment of children of tender age in factories, or other places of business, should be strictly prohibited, and a careful examination of existing laws on this subject with a view to their amendment where necessary is earnestly recommended.

#### THE BENNETT LAW.

Chapter 519 of the laws of 1839 has been the source of much discussion and dissension in our state. In my judgment this act, so far as it refers to educational matters, is unwise and unnecessary. In many of its provisions it is an arbitrary and unjustifiable interference with parental rights, individual freedom and the liberty of conscience, and I therefore recommend its prompt repeal.

The real underlying principle of this law is not compulsory attendance at school, nor a wise advancement of popular education, but an assertion of the "strong government" theory as opposed to that dearly prized principle of personal liberty, which is the true foundation of our government.

Misrepresentations have been made in the heat of political controversy by its defenders, both as to the law itself and as to the motives and principles of those who oppose it, which have tended to bring our state into disrepute among those far from the scene of conflict, and ignorant of the real matters in dispute.

Evidence exists that to some extent such misstatements and misrepresentations, made by mere political partisans, blinded by the heat and glare of fierce party strife, ill considered and unfair, if not deserving of much severer criticism, have been accepted in some localities abroad as fairly stating the real situation, and as being the deliberate judgment of those qualified to judge and acquainted with the facts. This should be a source of great regret to all good citizens. The principle asserted in this piece of legislation would not only destroy some of our private schools, but would establish the right of the state or the dominant party in the state to dictate what, and what alone, all the children within its borders should be taught, leaving to the minority, however large, no discretion or freedom in the matter. A principle more subversive of the most important protection to individual liberty and the rights of conscience could scarcely be imagined.

Such schools as are now supported by the people at private expense should in no way be interfered with by legislation. They are important in advancing the welfare and education of the people of the state. The right of the citizen to educate his child in accordance with the dictates of his conscience, without interference on the part of the state, should be recognized and defended.

#### ELECTION LAWS.

All laws, the purpose of which is to preserve the purity of the ballot and prevent spying and interference at the polls, should be preserved and perfected. The right of every citizen to exercise the sovereign privilege of voting according to the dictates of his conscience should be sacredly

guarded. To aid in accomplishing this purpose a law known as the Cooper Law, was enacted two years ago. It has already been subjected to a reasonable test. That it is in many respects crude, uncertain and defective, while in its main featur's beneficial, is established.

Among the objectionable features are, allowing in certain cases election boards to be composed entirely of members of one political party; the restrictions imposed upon the voter who may need assistance in marking his ballot; the expensive method of advertising the ticket in newspapers, and the lack of definite provision as to the compensation for such publication, and the manner of preserving and caring for the ballots after they are once counted, which now opens wide the door for fraud. The testimony introduced in a recent trial of an election contest in the northern part of this state demonstrates how easily under existing laws fraud and corruption, banished from the polling place, find encouragement and refuge in official dishonesty or negligence in higher places.

Other defects and crudities might be pointed out but they will suggest themselves to those of you who will be entrusted with the important duty of preparing the necessary amendments to perfect our election code.

#### CHARITABLE, REFORMATORY AND PENAL INSTITUTIONS.

Believing that one state board, properly organized, would be sufficient to manage all the charitable, reformatory and penal institutions of the state, and that a more humane, economical and harmonious administration of the affairs of these institutions can be had if all are under one management, I recommend that the state board of charities and reform and the state board of supervision be abolished, and that provision be made for the appointment and organization of a new board, granting to the same such enlarged powers as may be necessary for the proper care and management of the institutions placed under its control, and that such board be composed of men who are required to give their entire time to the service of the state.

## THE NATIONAL GUARD.

The importance of maintaining a well organized and effective state military force has long been recognized and conceded by the most thoughtful and patriotic citizens. It is thought that numerically the present military force is ample for all probable needs, and the people of the state are to be congratulated that the patriotism and unselfishness of officers and men have brought the Wisconsin National Guard to its present comparatively fine condition.

Care should be exercised that nothing be done to lessen in any degree the effectiveness of the National Guard, and if anything is lacking by way of equipment or otherwise which would add to that effectiveness, the state should promptly supply it.

## THE WORLD'S FAIR.

The four hundredth anniversary of the discovery of America by Christopher Columbus will be celebrated in 1893 by holding in Chicago, Illinois, an international exhibition. Wisconsin should be represented, and a proper representation calls for an appropriation at this session. A fitting exhibition of agriculture, our foremost industry, with its grain, stock and dairy interests, the mines, manufactures and commerce of our state should be made.

Carefully consider the importance of this subject and appropriate such sum for the purpose as you deem necessary.

## CONCLUSION.

In conclusion I desire to call your attention to the fact that many of the reports of the different departments, boards and commissions of the state call for extra appropriations, and to remind you that a large number of new projects, all calling for money, will be urged upon you. While many of these demands may be in a measure meritorious, and at some future time worthy of careful consideration, I believe the present condition and temper of our people will not warrant unusual or extraordinary appropriations.

At the conclusion of the governor's message, the joint convention was dissolved and the senators returned to their chamber.

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The senate was called to order by the president.

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#### ADJOURNMENT.

On motion of Senator Mead,  
The senate adjourned.



TUESDAY, JANUARY 20, 1891.

Senate called to order by the president.

Prayer was offered by Rev. H. A. Winters.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Conner, Falconer, Greene, Horn, Joiner, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Nash, Persons, Phipps, Pratt, Price, Scofield, Stanchfield, Voss, Woodnorth and Yahr—26.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senators Clawson and Reynolds until Wednesday.

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The Journal of Thursday was approved.

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#### RESOLUTIONS INTRODUCED.

By Senator Conner:

Jt. Res. No. 7, S.,

*Resolved by the senate, the assembly concurring, That there be created a special joint committee consisting of four members from the senate, to be named by the president thereof, and seven members of the assembly, to be named by the speaker, to be known and designated as the "World's*

Fair Committee," to which shall be referred all resolutions and bills pertaining to, or in any manner affecting the Wisconsin exhibit in, or appropriations for the World's Columbian Exposition, to be held in the city of Chicago, in the year 1893. Said committee is authorized to employ a clerk and have all the powers and authority of a joint standing committee under the rules.

Lies over.

By Senator Kroeger:

Jt. Res. No. 8, S.,

Amending section 3, of article 11, of the constitution of the state of Wisconsin.

*Resolved by the senate, the assembly concurring,* That section 3, of article 11, of the constitution of this state, be amended so as to read as follows:

Section 3. It shall be the duty of the legislature, and they are hereby empowered to provide for the organization of cities and incorporated villages, and to restrict their power of taxation, assessment, borrowing money, contracting debts, and loaning their credit, so as to prevent abuses in assessment and taxation, and in contracting debts by such municipal corporations. No county, city, except as herein provided, town, village, school district, or other municipal corporation shall be allowed to become indebted in any manner, or for any purpose, to any amount, including existing indebtedness in the aggregate exceeding five per centum on the value of the taxable property therein, to be ascertained by the last assessment for the state and county taxes, previous to the incurring of such indebtedness, cities with a population of one hundred thousand or in excess thereof, are authorized and allowed to incur indebtedness and issue bonds in excess of said five per centum, for the purpose of establishing and erecting fuel gas plants, electric light plants and street railways, to be owned and operated by such city; provided, however, that such indebtedness shall first be authorized by ordinance of such city, and such ordinance before taking effect shall be voted for and ratified by the electors of such city at the ensuing general city election, such vote to be separate from the general city ticket and placed in a separate box. Any county, city, town, village, school district, or other municipal corporation incurring any indebtedness as aforesaid, shall before, or at the time of doing so, provide for the collection of a direct annual tax sufficient to pay the interest on said debt as it falls due, and also to pay and discharge the principal thereof within twenty years from the time of contracting the same.

Lies over.

## BILLS INTRODUCED.

Read first and second times and referred.

By Senator Main:

No. 1, S.,

A bill for the punishment of habitual criminals.

To committee on State Affairs.

By Senator Conner:

No. 2, S.,

A bill to provide for the licensing of persons, companies, associations and corporations, engaged in the express business.

To committee on Incorporations.

By Senator Kreoger:

No. 3, S.,

A bill to repeal chapter 519 of the general laws of 1889.

To committee on Judiciary.

By Senator Conner:

No. 4, S.,

A bill making members of the county board ineligible to serve as trustees of county asylums for the chronic insane.

To committee on Town and County Organization.

By Senator Apple:

No. 5, S.,

A bill to appropriate money for the purchase of stationery for the use of the state.

To committee on Legislative Expenditures.

By Senator Conner:

No. 6, S.,

A bill to amend chapter 54 of the laws of 1885, entitled, an act to incorporate the city of Viroqua.

To committee on Incorporations.

By Senator Falconer:

No. 7, S.,

A bill relating to the manner of conducting elections and to provide for printing and distributing ballots at public expense.

To committee on Privileges and Elections.



## RESOLUTIONS CONSIDERED.

Jt. Res. No. 5, S.,  
Providing for a joint committee on re-districting the state.  
Adopted.

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## ADJOURNMENT.

On motion of Senator Lees,  
The senate adjourned.

WEDNESDAY, JANUARY 21, 1891.

Senate met.

President pro tem. Horn in the chair.

Prayer by Rev. H. A. Winter.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, Mac Bride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Voss, Woodnorth and Yahr—31.

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#### LEAVE OF ABSENCE.

Leave of absence was granted to Senator Taylor, indefinitely.

To Senator Scofield until Thursday.

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The Journal of yesterday was approved.

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#### RESOLUTIONS INTRODUCED.

By Senator Kroeger:

Res. No. 5, S.,

*Resolved*, That the senators from Milwaukee county be constituted a special committee called "Milwaukee Delegation," to whom all bills relating to Milwaukee may be referred.

Adopted.

By Senator Nash:

Res. No. 6, S.,

*Resolved*, That the use of this senate chamber be granted to the Wisconsin Editorial Association, for the evening of February 17, 1891.

Lies over.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Main:

No. 8, S.,

A bill relating to the distribution of the state school tax, and amendatory of chapter 287, of the laws of 1885, being, "An act to provide for a more efficient common school fund."

To committee on Education.

By Senator Woodnorth:

No. 9, S.,

A bill to create and maintain a dam on Little Wolf river, in Waupaca county.

To committee on Incorporations.

By Senator Pratt:

No. 10, S.,

A bill to repeal chapter 202, laws of 1887, entitled, "An act to provide for the appointment and duties of the register of probate of Winnebago county," and also to repeal chapter 214, laws of 1889, entitled, "An act to provide a salary for the register of probate of Winnebago county."

To committee on Judiciary.

By Senator Pratt:

No. 11, S.,

A bill to provide for the election, duties, and salary of the register of probate for Winnebago county.

To committee on Judiciary.

By Senator Voss:

No. 12, S.,

A bill to amend an act entitled, "An act to consolidate and amend an act to incorporate the city of Watertown," and the several acts amendatory thereof, approved March 28, 1865.

To committee on Incorporations.

By Senator Kidd:

No. 13, S.,

A bill to provide depositories for the public funds.

To committee on State Affairs.

By Senator Kroeger:

No. 14, S.,

A bill to repeal subdivision 5 of sec. 2943, of the revised statutes, relating to security for costs.

To committee on Judiciary.

By Senator Reynolds:

No. 15, S.,

A bill to provide for the purchase of certain digests of Wisconsin Reports.

To committee on Claims.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 7, S.,

On motion of Senator Voss,

Was referred to committee on State Affairs.

Jt. Res. No. 8, S.,

On motion of Senator Kroeger,

Was referred to committee on Judiciary.

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### ADJOURNMENT.

On motion of Senator Clawson,

The senate adjourned.

THURSDAY, JANUARY 22, 1891.

Senate met.

President pro tem. Horn in the chair.

Prayer by Rev. H. A. Winter.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Connor, Falconer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Scofield, Stanchfield, Voss, Woodnorth and Yahr.—32.

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The Journal of yesterday was approved.

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On motion of Senator Kroeger,

Bill No. 3, S., was recalled from the Judiciary committee and referred to the committee on Education.

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#### RESOLUTIONS INTRODUCED.

By Senator Voss:

Jt. Res. No. 9, S.,

WHEREAS, By a clerical error the laws for the years 1882 and 1885 were omitted from joint resolution No. 3, S., therefore,

*Resolved by the senate, the assembly concurring,* That the superintendent of public property be, and he is hereby directed to present to each member of the legislature, and to each elective officer thereof, and to the lieutenant governor, one copy each of the laws of 1882 and 1885, and three copies of each of the above for the Judiciary committee of each house, and one of each of the above for every other standing committee of this legislature.

Lies over.



## BILLS INTRODUCED.

Read first and second times and referred:

By Senator Mead:

No. 16, S.,

A bill to abolish the State Board of Supervision and the State Board of Charities and Reform, and to create the State Board of Control of Reformatory, Charitable and Penal Institutions, and making an appropriation therefor.

To committee on Charitable and Penal Institutions.

By Senator Bechtner:

No. 17, S.,

A bill concerning the education and employment of children.

To committee on Education.

By Senator Lees:

No. 18, S.,

A bill to repeal chapter 456, of the general laws of 1887, as amended by chapter 414, of the laws of 1889, relating to game and fish.

To committee on Judiciary.

By Senator Phipps:

No. 19, S.,

A bill to prevent deception in the sale and use of imitation of dairy products.

To committee on Manufacture and Commerce.

By Senator Greene:

No. 20, S.,

A bill to legalize the laying out and locating a certain highway in the county of Jefferson.

To committee on Judiciary.

By Senator Main:

No. 21, S.,

A bill to amend section 1346 of the revised statutes relating to tunnels.

To committee on Roads and Bridges.

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REPORTS OF STANDING COMMITTEES.

The committee on Incorporations, to whom was referred No. 6, S.,

A bill to amend chapter 54 of the laws of 1885, entitled, "An act to incorporate the city of Viroqua,"

Have had the same under consideration and respectfully

report the same back to the senate with the recommendation that it do pass.

R. J. MACBRIDE,  
Chairman.

On motion of Senator MacBride,  
The rules were suspended and the bill read a third time and passed.

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#### RESOLUTIONS CONSIDERED.

Res. No. 6, S.,  
Granting the use of the senate chamber to the Wisconsin Editorial Association on the evening of February 17th,  
Was adopted.

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#### ADJOURNMENT.

On motion of Senator Kingston,  
The senate adjourned.

FRIDAY, JANUARY 23rd, 1891.

Senate met.

President pro tem. Horn, in the chair.

Prayer by the Rev. H. A. Winter.

The roll was called and the following senators answered to their names.

Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Horn, Joiner, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Scofield, Stanchfield, Taylor, Voss, Woodnorth and Yahr.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senators Avery, Kempf and Reynolds until Tuesday.

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The journal of yesterday was approved.

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A package of evidence in the Fetzner-Scofield contest, comprising depositions, etc., was received and referred to the committee on Privileges and Elections.

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#### RESOLUTIONS INTRODUCED.

By Senator Phipps:

Jt. Res. No. 10, S.,

*Resolved by the Senate, the Assembly concurring:* That section 4 of article 6 of the constitution of this state be amended so as to read as follows:

SECTION 4. Sheriffs, coroners, registers of deeds and district attorneys shall be chosen by the electors of the respective counties once in every two years, and as often as vacancies shall happen. Sheriffs shall hold no other office. They may be required by law to renew their security from time to time; and in default of giving such new security their offices shall be deemed vacant. But the county shall never be made responsible for the acts of the sheriff. The governor may remove any officer in this section mentioned, giving to such officer a copy of the charges against him, and an opportunity of being heard in his defense.

Lies over.

By Senator Pratt:

Res. No. 7, S.,

*Resolved*, That when the senate adjourns that it be until 8 P. M. Monday, January 26th.

Adopted.

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#### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 33, A.,

A bill relating to terms of court in the eleventh judicial circuit.

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#### ASSEMBLY MESSAGE CONSIDERED.

On motion of Senator Taylor,

The rules were suspended, No. 33, A., was read a third time and concurred in.

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#### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Woodnorth:

No. 22, S.,

A bill appropriating money to the Wisconsin Veteran's Home at Waupaca.

To committee on Claims.

By Senator MacBride:

No. 23, S.,

A bill directing the state treasurer to credit certain moneys

to the Chicago, St. Paul, Minneapolis & Omaha Railway Co., for excess of taxes heretofore paid.

To committee on Claims.

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### REPORTS OF COMMITTEES.

The committee on Legislative Expenditures, to whom was referred

No. 5, S.,

A bill to appropriate money for the purchase of stationery for the use of the state,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

HENRY CONNER,  
Chairman.

Recommitted to the committee on Claims.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 9, S.,

Providing for a supply of session laws.

On motion of Senator Voss,

The resolution was amended by adding laws of 1880.

Adopted as amended.

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### ADJOURNMENT.

On motion of Senator Persons,

The senate adjourned until Monday evening at 8 o'clock.



MONDAY, JANUARY 26, 1891.

8 O'CLOCK P. M.

Senate met.

The president in the chair.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Burdge, Clawson, Falconer, Greene, Horn, Joiner, Kingston, Kroeger, Lees, MacBride, Main, Mead, Persons, Price, Reynolds and Woodnorth.

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Friday's Journal was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted to Senators Bechtner, Conner, Kennedy, Kidd, Koenitzer, Phipps, Stanchfield, Taylor, Voss and Yahr, until Tuesday morning.

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#### RESOLUTIONS INTRODUCED.

By Senator Kingston:

Jt. Res. No. 11, S.,

WHEREAS, It is necessary under the law for the present legislature of the state of Wisconsin to re-apportion said state into congressional, senate and assembly districts, and

WHEREAS, Said re apportionment cannot be made and completed unless said legislature has before it the report of the superintendent of the United States census bureau, giving the verified population of Wisconsin by counties, cities and towns, and

WHEREAS, Unless said report is soon received by said legislature for use at the present session, it will be necessary for a special session of said legislature to be called for the purpose of completing said re-apportionment, at great expense to the state; therefore

*Resolved by the senate, the assembly concurring*, That Robert P. Porter, superintendent of said census bureau, be and is hereby earnestly requested to forward, at once, to the secretary of state of Wisconsin, said report.

*Resolved*, That the secretary of state is hereby directed to forward at once, to said superintendent, a copy of this resolution.

On motion of Senator Kingston,

The rules were suspended and the resolution adopted.

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#### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has concurred in

No. 6, S.,

A bill to amend chapter 54 of the laws of 1885, entitled, an act to incorporate the city of Viroqua.

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#### RESOLUTIONS CONSIDERED.

Jt. Res. No. 10, S.,

Amending section 4 of article 6, of the constitution of this state,

Was referred to the committee on Judiciary.

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#### ADJOURNMENT.

On motion of Senator Clawson,

The senate adjourned.

TUESDAY, JANUARY 27, 1891.

The senate met.

The president in the chair.

Prayer by Rev. John Winn.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Joiner, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Scofield, Stanchfield, Taylor, Voss, Woodnorth and Yahr—30.

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#### LEAVE OF ABSENCE.

Leave of absence was granted to Senators Kempf, Kennedy and Horn.

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The journal of yesterday was approved.

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#### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Koenitzer:

No. 24, S.,

A bill to provide for discharging mortgages of record in certain cases.

To committee on Judiciary.

By Senator Pratt:

No. 25, S.,

A bill to protect labels and trade marks of associations and trade unions.

To committee on Judiciary.

By Senator Reynolds:

FO. 26, S.,

A bill to regulate the inspection and navigation of steam vessels, and for other purposes.

To committee on Railroads.

By Senator Lees:

No. 27, S.,

A bill to repeal all acts amendatory of section 1319, of the revised statutes of 1878, relating to bridges, and to restore said section 1319 as originally enacted.

To committee on Roads and Bridges.

By Senator Lees:

No. 28, S.,

A bill to repeal chapter 467, of the laws of 1885, and acts amendatory thereof, relating to the suppression and prevention of the spreading of contagious diseases among domestic animals, and for the appointment of a state veterinarian.

To committee on Agriculture.

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## ELECTION OF UNITED STATES SENATOR.

On motion of Senator Apple,

The senate proceeded to the election of a United States senator for the term of six years from the fourth of March next, to succeed Hon. John C. Spooner, whose term of office will then expire.

The roll of senators being called, each senator by a *viva voce* vote named the person for senator of the United States, and said votes and the names of the persons voted for are now here entered upon the senate journal as follows:

Those voting for the Hon. Wm. F. Vilas, were:

Senators Apple, Conner, Falconer, Greene, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Persons, Pratt, Voss, Woodnorth, and Yahr — 16.

Those voting for the Hon. John C. Spooner, were:

Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kidd, Main, Miller, Phipps, Price, Reynolds, Scofield, Stanchfield and Taylor — 14.

Absent or not voting — Senators Horn, Kempf and Kennedy — 3.

Hon. Wm. F. Vilas received 16 votes.

Hon. John C. Spooner received 14 votes.

The president announced that Hon. Wm. F. Vilas had received 16 votes, being a majority of all the votes cast.

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On motion of Senator Clawson,

The committee on Privileges and Elections was granted the use of the senate chamber this afternoon at 2 o'clock for the purpose of hearing the argument in the Fetzner-Scofield contest.

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### ADJOURNMENT.

On motion of Senator Lees,  
The senate adjourned.



WEDNESDAY, JANUARY 28, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. John Winn.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Scofield, Stanchfield, Taylor, Voss, Woodnorth and Yahr—31.

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#### LEAVE OF ABSENCE

Leave of absence was granted to Senators Horn and Kennedy.

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The journal of yesterday was approved.

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#### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Voss:

No. 29, S.,

A bill to regulate the rental allowed for the use of telephones, and fixing a penalty for its violation.

To committee on Judiciary.

By Senator Voss:

No. 30, S.,

A bill to amend section 1222, A., of the annotated statutes, in relation to telephone licenses.

To committee on Judiciary.

By Senator Mead:

No. 31, S.,

A bill fixing the terms of court in the fourth judicial circuit, and providing for the continuation and adjournment of such terms.

To committee on Judiciary.

By Senator MacBride:

No. 32, S.,

A bill to authorize P. Hynes, his associates and assigns, to improve Iron River for log driving purposes and to charge tolls and boomage thereon.

To committee on Incorporations.

By Senator Kempf:

No. 33, S.,

A bill in relation to the employment of children.

To committee on State Affairs.

By Senator Pratt:

No. 34, S.,

A bill relating to the "Royal Society of Good Fellows," and amendatory of section 1, chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, laws of 1882, chapter 94, laws of 1883, chapter 458, laws of 1885, and chapters 42, 198, 509 and 534, laws of 1887.

To committee on Finance, Banks and Insurance.

By Senator Pratt:

No. 35, S.,

A bill relating to the "Fraternal Alliance" and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, laws of 1882, chapter 94, laws of 1883, chapter 458, laws of 1885, and chapters 42, 198, 509 and 534, laws of 1887.

To committee on Finance, Banks and Insurance.

By Senator Woodnorth:

No. 36, S.,

A bill to appropriate a certain sum of money herein named, and to provide for a commission for the World's Fair in 1893.

To committee on State Affairs.

## REPORTS OF COMMITTEES.

The committee on Roads and Bridges to whom was referred

No. 21, S.,

A bill to amend section 1346, revised statutes, relating to tunnels,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

ADAM APPLE,  
Chairman.

Recommitted to the Judiciary committee.

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## MESSAGE FROM THE ASSEMBLY.

BY GEO. W. PORTH, chief clerk thereof.

Mr. PRESIDENT:

I am directed to inform you that the assembly has adopted and asks the concurrence of the senate in

Jt. Res. No. 2, A.,

Instructing Wisconsin members of congress to vote against the federal election bill.

Lies over.

Jt. Res. No. 3, A.,

Fixing time for receiving new business,

Lies over.

And has concurred in,

Jt. Res. No. 9, S.,

Requisition for the laws of 1882 and 1885,

Jt. Res. No. 11, S.,

Requesting the superintendent of the United States census bureau to furnish to the secretary of state the census report of the state of Wisconsin.

And has amended and concurred in as amended.

Jt. Res. No. 5, S.,

Providing for the redistricting of the state.

And has passed, and asks the concurrence of the senate in No. 1, A.,

A bill to repeal chapter 519, of the laws of the state of Wisconsin for the year 1889, entitled "an act concerning the education and employment of children."

## ASSEMBLY MESSAGES CONSIDERED.

The assembly amendment to joint resolution,  
No. 5, S.,  
Providing for redistricting the state,  
Was concurred in.  
No. 1, A.,  
Was referred to committee on Education.

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On motion of Senator Greene  
The senate took a recess until 11:45 A. M.

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11:45 A. M.  
The president called the senate to order.

## RESOLUTIONS INTRODUCED.

By Senator Taylor:

Jt. Res. No. 12, S.,

Agreeing to a proposed amendment to section 1 of article 10 of the constitution of the state of Wisconsin.

WHEREAS, At the biennial session of the legislature of this state for the year 1889, an amendment to the constitution of this state was proposed and agreed to by a majority of the members elected to each of the two houses, which proposed amendment was in the following language:

*Resolved by the senate, the assembly concurring,* That section 1, of article 10, of the constitution of the state of Wisconsin be amended so as to read as follows: Section 1. The supervision of public instruction shall be vested in a state superintendent and such other officers as the legislature shall direct. The time and manner of electing or appointing all such officers, their qualifications, term of office, powers, duties and compensation, shall be prescribed by law.

Referred to the committee on Education.

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On motion of Senator McBride,  
The senate took an informal recess, subject to the call of the president.

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11:55 A. M.  
The president called the senate to order.

## MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly is now ready to receive the senate in joint convention for the purpose of electing a United States senator to succeed John C. Spooner, whose term of office expires March 4th, 1891.

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## JOINT CONVENTION.

Lieutenant Governor Charles Jonas, president of the senate, called the joint convention to order at 12 o'clock M., and said:

GENTLEMEN OF THE CONVENTION: The object of this joint convention is for the purpose of comparing the vote of the two houses in the matter of the election of a senator to represent the state of Wisconsin in the congress of the United States, and for this purpose the chief clerk of the senate will read the record of that body as contained in its journal of yesterday.

SENATE CHAMBER,  
TUESDAY, JANUARY 27, 1891.

On motion of Senator Apple,

The senate proceeded to the election of a United States senator for the term of six years from the fourth of March next, to succeed Hon. John C. Spooner, whose term of office will then expire.

The roll of senators being called, each senator by a *viva voce* vote named the person for senator of the United States, and said votes and the names of the persons voted for are now here entered upon the senate journal as follows:

Those voting for the Hon. Wm. F. Vilas, were:

Senators Apple, Conner, Falconer, Greene, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Persons, Pratt, Voss, Woodnorth and Yahr—16.

Those voting for the Hon. John C. Spooner, were:

Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kidd, Main, Miller, Phipps, Price, Reynolds, Scofield, Stanchfield and Taylor—14.

Absent or not voting—Senators Horn, Keimpf and Kennedy—3.

Hon. Wm. F. Vilas received 16 votes.

Hon. John C. Spooner received 14 votes.

The president announced that Hon. Wm. F. Vilas had received 16 votes, being a majority of all the votes cast.

The chief clerk of the assembly then read from the assembly journal as follows:



## ASSEMBLY CHAMBER,

TUESDAY, JANUARY 27, 1891.

By Mr. Mead:

No. 13, A.,

*Resolved*, That the assembly proceed to the election of United States senator, to succeed John C. Spooner, whose term of office expires March 4th, 1891.

Adopted.

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The assembly proceeded to vote for United States senator.

The following gentlemen voted for the Hon. William F. Vilas:

Messrs. Bailey, Baker, Bannon, Bowe, Briggs, Brown, Bullard, Burke, Cheney, Conway, Couch, Crawford, Croll, Dawson, Desmond, Dodge, Edwards, English, Faber, Filz, Finch, Fitzgerald, Gray, Henderson, Hinn, Horn, Houston, Hunt, Jacobi, Jennings, Keogh, Knapstein, Konrad, Krez, Kruska, Larsin, Lea, Leonhardy, Luscher, McGeehan, McGuigan, McMullen, Meloy, Nolan, O'Connor, Oswald, Phalen, Reuter, Sampson, Schmitz, Schuetz, Schwefel, Smith C. E., Smith E. C., Stoppenbach, Taylor, Textor, Thompson, Tormey, Tracy, Warden, Warner, Watson, Whiteside, Wiegand and Mr. Speaker,—66.

The following gentlemen voted for the Hon. John C. Spooner:

Messrs. Anson, Babcock, Chinnoek, Cook, Davenport, Dill, Eno, Fiebrantz, Gaarder, Hall, Kizer, Lamberson, Longbotham, McGillivray, Mead, Moore, Munger, Olson, Osborn, Pierce, Pierron, Plummer, Porter, Pugh, Putnam, Rosenkranz, Rossman Louis, Rossman Philip, Smith L. H., Tarrant and Williams.—31.

It appearing from the journals of the senate and assembly, in the matter of the election of a United States senator, that Hon. William F. Vilas has received a majority of all the votes cast in both houses, and of all the members elect, the president declared him duly elected United States senator to congress for the term of six years, from the 4th day of March next, in place of Hon. John C. Spooner, whose term of office will then expire.

On motion of Mr. Dodge,

The president appointed Senator Kingston and Messrs. Dodge and Mead, a committee to await upon the Hon. Wm. F. Vilas, and notify him of the action of the joint convention, and invite his presence.

The committee returned with Mr. Vilas, who addressed the joint convention.

The object of this joint convention having been accomplished, the president declared it dissolved.

The senate retired to its chamber.  
Upon returning to the senate chamber  
The president called the senate to order.

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ADJOURNMENT.

On motion of Senator Clawson,  
The senate adjourned.

THURSDAY, JANUARY 29, 1891.

Senate met.

The president in the chair.

Prayer by the Rev. John Winn.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson Conner, Falconer, Greene, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Reynolds, Scofield, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 31.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senators Kennedy and Price until the next session.

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The Journal of yesterday was approved.

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#### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has adopted and asks the concurrence of the senate in

Jt. Res. No. 5, A.,

To appoint a joint committee in accordance with the governor's message.

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#### ASSEMBLY MESSAGES CONSIDERED.

Jt. Res. No. 5, A.,

Referred to committee on State Affairs.

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#### RESOLUTIONS CONSIDERED.

Jt. Res. No. 2, A.,

On motion referred to committee on Federal Relations.

Jt. Res. No. 3, A.,

On motion referred to committee on State Affairs.

## MEMORIAL TO CONGRESS.

By Senator Kroeger:

M. C. No. 1, S.,

Memorial to congress relating to the election of United States senators.

To committee on Federal Relations.

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## RESOLUTIONS INTRODUCED.

By Senator Taylor:

Res. No. 8, S.,

*Resolved*, That rule 39, senate, be amended by striking out all after the figures "39," and inserting in lieu thereof the following: Three hundred copies of the senate journal and all joint resolutions of a general nature, memorials and bills (except city charters), shall be printed after a second reading, unless otherwise ordered, and all bills, resolutions and memorials that shall be printed shall remain at least one day on the files after being printed before being considered.

To committee on Printing.

By Senator Avery:

Jt. Res. No. 13, S.,

Joint resolution agreeing to a proposed amendment to subdivision 9, of section 31, of article 1V, of the constitution of the state of Wisconsin.

WHEREAS, at the biennial session of the legislature of the state for the year 1889, an amendment to the constitution of this state was proposed and agreed to by a majority of the members elected to each of the two houses, which proposed amendment was in the following language:

*Resolved by the senate, the assembly concurring*, That the following be adopted as an amendment to the constitution of the state of Wisconsin.

That subdivision 9, of section 31, of article 4, of the constitution of the state of Wisconsin, be amended by inserting after the word "any," in said subdivision, the word "city," so that said subdivision, when so amended, shall read as follows:

9. For incorporating any city, town or village, or to amend the charter thereof.

*Resolved by the senate, the assembly concurring*, That the foregoing proposed amendment to the constitution of the state of Wisconsin be, and the same is hereby agreed to by this legislature.

To committee on Judiciary.

## BILLS INTRODUCED.

Read first and second times and referred.

By Senator Kempf:

No. 37, S.,

A bill to prevent accidents to operators in manufacturing establishments.

To committee on Manufactures and Commerce.

By Senator Kempf:

No. 38, S.,

A bill to prohibit the locking of doors in factories during working hours.

To committee on Manufactures and Commerce.

By Senator Kroeger, by request:

No. 39, S.,

A bill to authorize the common councils of each and all of the incorporated cities within the state to fix the number of assessors therein.

To committee on Incorporations.

By Senator Miller:

No. 40, S.,

A bill to repeal section 2 of chapter 479 of the laws of 1887, entitled "an act to prohibit aliens from acquiring or holding more than three hundred and twenty acres of land in this state."

To committee on State Affairs.

By Senator Horn:

No. 41, S.,

A bill to vacate a part of Elm street in the city of West Bend.

To committee on Incorporations.

By Senator Clawson:

No. 42, S.,

A bill for an act relating to the official state paper, and amendatory of section 344 of the revised statutes.

To committee on Judiciary.

By Senator Pratt:

No. 43, S.,

A bill to define the rights of towns and villages.

To committee on Town and County Organizations.



## LETTERS, PETITIONS, ETC.

By Senator Horn:

Pet. No. 1, S.,

Of Byron Fairbanks and other citizens of the city of West Bend praying for the vacation of part of a street in said city.

To committee on Incorporations.

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## REPORTS OF COMMITTEES.

The committee on Privileges and Elections, to whom was referred the Fetzer-Scofield contest and papers relating thereto,

Have had the same under consideration, and the majority of the committee have instructed me to report the same back as follows:

*To the Senate:*

Your committee having under consideration the matter of the contest for the office of member of the senate for the First senate district, Wisconsin, respectfully beg leave to submit the following report:

There appeared before the committee the contestant John Fetzer, in person, and David S. Rose, his attorney, and the claimant, Edward Scofield, in person, and Eastman and Mountain, and W. H. Webster, his attorneys.

The following facts were admitted by the respective parties at the hearing of said matter, to wit:

1. That said John Fetzer was duly nominated to said office and was the candidate for said office representing the democratic party at the general election held Nov. 4th, 1890, and the said Edward Scofield was duly nominated to said office and was the candidate for said office representing the republican party at said election.

2. That in the county of Door in said district there were cast for said office at said election 1991 votes, of which number said Fetzer received 1,038 and said Scofield received 953 votes, and in the county of Oconto there were cast for said office 2,113 votes, of which number the said Fetzer received 1,064 votes and the said Scofield received 1,049 votes, whereby in the said counties of Door and Oconto the said Fetzer received an aggregate majority of 100 votes for said office in excess of the number of votes received by said Scofield in said two counties.

3. That in the county of Marinette, in said senate district, according to the returns from the several voting districts in said county and the canvass of those returns by the board of

county canvassers of said Marinette county, there were cast for said office at said election 2,489 votes, of which number said Scofield received 1,287 votes and the said Fetzner received 1,202 votes, leaving to said Scofield in said Marinette county a majority of 85 votes in excess of the number of votes received by said Fetzner in said county, and thereby in said senate district the said Fetzner received a plurality of 15 votes in excess of the number of votes received by said Scofield at said election in said district, and was duly elected to said office.

4. That after the canvass of the returns of the votes cast at said election in said Marinette county had been concluded, by the board of county canvassers for said county, and after said board had completed and certified the statements and returns of said canvass according to the law, the said Edward Scofield, in due form made application for a recount of the votes cast in said Marinette county for said office of state senator by the board of county canvassers of said county.

5. That upon said application, the said board of county canvassers were duly convened and, proceeded to and did open the ballot envelopes from the several election districts in said Marinette county, and recounted the ballots cast in said county, for said office, at said election. That upon said recount it was found that there had been cast for said office, in said county, 2,571 votes, of which number said Scofield received 1,364 votes, and the said Fetzner received 1,207 votes, leaving to the said Scofield a plurality, in said county, of 157 votes in excess of the number of votes cast for said Fetzner in said county instead of a plurality of 85 votes as shown by said original canvass.

6. That within the time prescribed by law the said John Fetzner served upon said Scofield a notice of contest, in due form, and a verified copy thereof he filed in the office of secretary of state on the 30th day of December, 1890, and more than ten days before the date upon which the pending session of the legislature convened.

7. That all formalities and requirements of law, to bring said matter and contest to a hearing before the senate have been fully complied with.

8. That the grounds of said contest are, that after the ballots cast in said Marinette county had been counted and canvassed by the inspectors of election of the respective election districts, and after they had been enclosed in the official envelopes, and the envelopes sealed, and after said envelopes had been delivered to the custody of and deposited with the county clerk of said county, and before the said envelopes were opened by the board of county canvassers of said county at the recount aforesaid, the said envelopes were unlawfully and fraudulently opened, and the said ballots were unlawfully and fraudulently altered and changed so

as to make it appear upon the face of said ballots that the said Edward Scofield, as such candidate, had received more votes for said office than he had in fact received at said election.

We further report that we have heard all the testimony and evidence adduced at the hearing of said contest, by the respective parties, and have examined all the disputed ballots cast at said election in said Marinette county, that were produced in court; that we have carefully considered all the same and now being fully and sufficiently advised we do find and decide as follows, to-wit:

1. That after the ballot envelopes from the several voting districts in said Marinette county were received into the custody of the county clerk of said county, who by law is made the legal custodian thereof, and before said envelopes were first legally opened upon the said recount, the said envelopes were unlawfully and fraudulently opened, the ballots contained therein were unlawfully and fraudulently changed and altered; that said changes and alterations were made by marking in spaces opposite the name of said Edward Scofield, upon said ballots, left blank upon many of said ballots by the respective voters who cast the same, a voting cross or mark, indicating that the said Scofield had received a vote thereby from the voters who respectively cast said ballots, when in truth and in fact the said Scofield had not been thereby voted for.

2. That the ballot envelope containing the ballots cast at said election in the First ward of the city of Marinette, was unlawfully opened and the said ballots were unlawfully and fraudulently changed and altered by inserting voting crosses or marks upon said ballots opposite the name of said Scofield and thereby causing it to appear that the said Edward Scofield, as such candidate, had received more votes for said office in said voting district than he had in fact received at said election in said precinct.

That the evidence of such opening of said envelopes, and the altering and changing of said ballots is in our judgment conclusive; that four of the officers of election at said precinct, whose credibility is in no manner questioned, have testified affirmatively and positively that one of said officers, before inclosing certain ballots in said envelope, had folded them, wrapped and tied them together with wrapping twine; that the said ballots tied as aforesaid, were then laid upon another pile of ballots which were folded over the bundle of ballots so tied as aforesaid, and then placed in the envelope, and the same was carefully and securely sealed.

The following is the testimony given by the said four respective witnesses with reference thereto:

DAN'L CORRY testified, (page 74 of testimony):

Q. "Now after all of your ballots were counted, what was done with them?"

A. "Well, sir, they were put into a paper, put into an envelope, there was one of our inspectors, he was ballot clerk rather, he was the one that did counting as well as the rest of us; before they were put into the envelope he rolled his tickets up together, doubled them up, I don't know just how much, and he put a string around them, his pile, he put a string around them cross ways, that way first and then he crossed the string and then done it up; when it was finished something like a grocer would do up a package with twine, and he says he wrote his name on the outside; I saw him writing something, I asked him what he was writing and he said it was his name; then he put that pile of tickets out separate from the others, inside of the other tickets and folded them once I think like that (indicating double), and somebody, one of the inspectors put them into the envelope; I didn't see which it was."

Q. "Then the pile of tickets that he had counted in that manner were tied with twine in the manner you have described when they went into the envelope?"

A. "Yes, sir."

*Cross examination. (Page 77 of testimony.):*

Q. "When the count was over he folded his block of ballots and placed the string around them?"

A. "Yes, sir,"

Q. "You are speaking of course now of what you observed yourself?"

A. "Yes, sir; I saw him tie the string around them."

(Page 80.)

Q. "Was that lot of ballots that he placed a string around in your sight constantly from the time he placed it there until it went into the envelope?"

A. "Yes. He didn't put it on until a minute before. They were waiting to put the tickets into the envelope while he was putting the string on."

Q. "He wrapped other ballots around that particular lot — that particular block?"

A. "No sir, he enclosed them with other ballots with the ones that were not tied together."

Q. "Inside of them?"

A. "Yes."

Q. "So that the others wrapped around those?"

A. "Yes, I think so, that is my recollection of it now."

BERNARD H. ANDERLY, testified (page 96.)

Q. "Did you notice any ballots tied together with a string?"

A. "Yes, I noticed one package."

Q. "Do you remember who had that package of ballots for count?"

A. "Johnny Corry."



Q. "State, did you see him tie them together?"

A. "Well yes, I see him when I was going around; I was putting ballots in one pile, placing them together, taking them from different piles as they left them and placing them in one pile; John was looking for a string and I wanted to know what he wanted with the string. He said he wanted to tie up his ballots; I said what are you doing that for, I says we are not doing it. He says you fellows can do as you have a mind to with your ballots, but I am going to tie mine; says I all right. There was a strong cord with the ballots when they were brought down and he put some of that around it."

Q. "Were the ballots tied that way when they were put into the envelope?"

A. "Yes sir."

Q. "The ballots — his ballots?"

A. His ballots were, because I picked up the package myself and placed them in on top of the other ballots and folded them up and handed them to Lindquist."

Q. "Was anything else put into that envelope excepting the ballots?"

A. "No, nothing else except the string around the package."

*Cross-Examination, (Page 101.)*

Q. "You speak of some ballots having been tied with a string by John Corry?"

A. "Yes."

Q. "Were those ballots placed on the inside of the mass when the ballots were folded to be put into the envelope, or state how they were?"

A. "They were lying on top of some of the ballots because I placed them there myself, and I took the ballots up and folded them up in order to get them in the envelope?"

Q. "Where were all the ballots when you closed them up?"

A. "They were lying on the table."

Q. "Did you place that lot of ballots separate by itself in the envelope, or did they all go in together?"

A. "They went in together with that lot, I think there was two lots of them."

Q. "Was this on the inside or outside, or was it between the two?"

A. "It was between one lot of ballots."

Q. "That is some of the one lot of ballots was placed above it and some below it?"

A. "No."

Q. "Well, describe how it was?"

A. "There was a lot of ballots on the bottom, and that package was lying on top of them, so I took the ballots up

and folded them over the bundle and handed them to Lindquist and he put them in the envelope."

Q. "And you say that when that lot of ballots went into the envelope there was a string around them?"

A. "Yes, sir."

Q. "You are sure of that?"

A. "I am sure of that."

JOHN CORRY testified (Page 106.)

Q. "After you finished the count of your ballots, what did you do with them?"

A. "I finished the count of my ballots and folded them once and tied them."

Q. "With what?"

A. "With a piece of wrapping twine or string."

Q. "Just state to the jury, describe to the jury, manner in which you tied them?"

A. "Well, the ballots were folded. I don't recollect the size of the ballots, in case they were 10 by 14 inches, they would be folded so as to made a square 5 by 14 inches long, and the string was wrapped first around the long part and then across it, and wrapped the other way; I thought that I wrapped them twice the long way and three times the other way, and tied the string then."

Q. "Did you see the ballots when they were put into the the envelope?"

A. "Yes, I seen them when they were put in the envelope."

Q. "Who put them in the envelope?"

A. "I couldn't say."

Q. "Do you know who sealed the envelope?"

A. "No, sir, I saw it sealed, I didn't pay much attention to it, I saw it sealed."

Q. "Did the ballots you counted, that is to say your pile of ballots go into the envelope tied in the manner you have described?"

A. "Yes, sir, they did."

*Cross Examination* (page 108.)

Q. "Why did you conclude to tie up your ballots that night with a string, what was your object?"

A. "Well I don't know, presentiment I suppose at the time."

Q. "Sort of a premonition?"

A. "Yes."

Q. "Just sort a describe that."

A. "I did so partly from the remarks that Mr. Westman, one of the ballot clerks made the other ballot clerk, he said it was a shame that there were so many blank votes cast and that Mr. Scofield should have had a different place on the ticket, that those blank votes should belong to him, that



he was on a part of the ticket where he would not be noticed."

Q. "That caused you to tie a string around your ballots?"

A. "No sir, I thought it would not be out of place to tie a string on them and I did so."

Q. "What other object did you have in tying a string around them?"

A. "I wanted to have them distinguished from the other ballots."

Q. "What was your object in having them distinguished from the other ballots?"

A. "I thought they were counted right."

Q. "And the others were counted wrong?"

A. "I didn't say that."

Q. "You thought yours were counted nearer right than others?"

A. "I can't say that I did."

Q. "That was the idea in your head?"

A. "I can't say that it was."

Q. "Then what is the reason you put the string around those, around yours?"

A. "I put the string around because I thought my ballots were counted right."

Q. "And you did not think the others were counted right?"

A. "No, I thought if they were brought up again that they would be distinguished, would be separated from the others, if I thought the others were not counted right I would have spoken of it there, I spoke of other things, and I would have spoken of that."

Q. "You really thought to place your ballots in such a way that they would not be discredited in any way by the other count?"

A. "Yes, sir."

Q. "That is the motive, was it?"

A. "Yes."

(Page 109, same witness.)

Q. "You saw these ballots go into the envelope?"

A. "Yes, sir, I saw these ballots go into the envelope."

Q. "From the time you tied the string around them until they went into the envelope, did you constantly have your eye upon that package of ballots; did you follow that package of ballots constantly?"

A. Witness. "From the time I tied the string on?"

Q. "Yes, before the time and up to the time it went into the envelope?"

A. "No, sir, but I saw them before they went into the envelope, the other ballots were lying on the table there opened out. This package would be half the size of an or-

dinary ballot; and they were laid on the half side and the other part was laid right over the part that was tied."

Q. "You say that this mass of ballots was just half the size of the others?"

A. "They were, in the shape they were tied, yes."

Q. "Then when they were tied they were folded over?"

A. "The others were folded over them, yes."

Q. "When you tied them did you tie them in a folded condition or in a flat condition?"

A. "I tied them in a folded condition."

Q. "They lay upon the other ballots that were not tied?"

A. "Yes, sir, they laid upon the ballots that were not tied."

Q. "Just half the size then in bulk?"

A. "Yes."

Q. "And the others were wrapped about them?"

A. "Yes."

Q. "And you saw them in that condition going into the envelope?"

A. "Yes, sir, I did."

Q. "With the string on them?"

A. "Yes."

EUGENE M. CEDAR testified (p. 113):

Q. "Did you notice that either of the election officers folded or tied the ballots that he had counted with twine?"

A. "Yes, sir."

Q. "What officer?"

A. "It was one of the ballot clerks, John Corry."

Q. "Did you notice whether these ballots tied with a string went into the envelope in that condition?"

A. "I think they did."

*Cross Examination* (page 114):

Q. "Did you see the string placed around about the bunch of ballots?"

A. "I seen string tied around a package of ballots."

Q. "Did you see the string while it was tied or while it was being placed around the ballots?"

A. "Yes, I seen the man tying the string around the ballots."

Q. "Did you see that lot of ballots constantly from that time until it went into the envelope?"

A. "I don't know as I could see it constantly; it was placed on the table with the other ballots and folded right over, and I seen the whole package of ballots, but I couldn't just watch that particular package all the time."

Q. "Would you be willing to swear that it was anything more than your impression that that package that was tied with a string went into the envelope with a string on it; in other words, did you see it when it went in so as to be

able to swear it went in the condition it was when it was tied?"

A. "I think I could."

Q. "You saw the string go into the envelope, in other words?"

A. "I didn't just see the string when it went in there, but I seen the string placed around the ballots and the ballots placed inside of the others and the whole thing go in."

Q. "Was it all one continuous act?"

A. "The string was placed right around it. I think they were waiting for him to get the string on, and I was just holding my ballots in my hand, and I says where did you get that string; I says have you got any more of that string; and he says no, he says I found this on the floor; I says if I had a piece of string I would tie mine up too, and I placed mine down on the table. He was just tying his then."

The following is the testimony of the remaining three election officers of that precinct with reference to the question under consideration:

John Tufts testified (page 116).

Q. "Do you remember of seeing either of the election clerks, election officers, tie his ballots together with twine?"

A. "I did not."

Q. "You didn't observe that?"

A. "No, sir."

Cross examination (Page 120.)

Q. "Do you remember of the ballots being folded into shape to be put into the envelope?"

A. "Yes, they were folded."

Q. "Did you see that done?"

A. "Yes, I did."

Q. "Do you remember who did it?"

A. "No, I don't."

Re-direct examination (Page 121).

Q. "Do you mean to be understood as testifying that one bundle of those tickets was not tied up with string when it was put into the envelope?"

A. "I didn't say it was not; I say I didn't see it done."

Mr. Lindquist testified. (Page 122.)

Q. "Who sealed the envelope?"

A. "I did."

Q. "Who handed the ballots to you to be placed in the envelope?"

A. "I think Mr. Anderly did."

Q. "In what shape were these ballots when they were handed to you, folded or open?"

A. "Folded up."

Q. "To be counted the ballots had been divided into five piles had they not?"

A. "Yes, sir."

Q. "Two piles containing 62 each, two 61 each, one 60?"

A. "I think that is it."

Q. "That is your recollection of it?"

A. "Yes."

Q. "Then they had been distributed among five of the election officers to be counted?"

A. "Yes, sir."

Q. "Did you see who folded the ballots?"

A. "No, I don't remember who folded them; I didn't see them."

(Page 123, same witness).

Q. "Did you see Mr. John Corry tie the ballots he had counted, together with a string?"

A. "No, sir."

Q. "Do you know whether he did or not?"

A. "I do not."

Q. "You stated, if I remember correctly, that when the ballots were handed to you to be placed in the envelope that they had been folded?"

A. "Yes."

Q. "Suitably to be enclosed in the envelope?"

A. "Yes, sir."

*Cross Examination (page 124):*

Q. "After the count of ballots was completed do you remember seeing them all placed together preparatory to their going into the envelope?"

A. "No, I don't."

Q. "Did you see them when they were folded in any one's hands to go into the envelope?"

A. "They were handed to me by Mr. Anderly."

Q. "Did you see when he took them from the table?"

A. "No, sir, I did not."

Q. "Did you see any ballots in the mass tied with a string at any time?"

A. "No sir, I did not."

Q. "Did you see any string upon any of the ballots at any time?"

A. "No, sir."

Q. "When they went into the envelopes were you holding the envelopes?"

A. "Yes."

Q. "Did you observe the mass as it went in?"

A. "Yes."

Q. "Did you see any string?"

A. "I did not, they were placed in though in two separate bundles."

Q. "They were placed in — that is right is it?"



A. "Yes."

Q. "About half and half as you remember it?"

A. "I don't know; I think it was Mr. Corry's ballots that were placed in there separate."

Q. "Mr. John Corry?"

A. "Yes."

Q. "Do you think the ballots which he counted were placed in there separately?"

A. "Yes."

Q. "Was there any string around those bundles when they went into that envelope?"

A. "There was not. Not that I know of, I didn't see any."

Q. "The other ballots other than those counted by Mr. Corry, went in together, did they?"

A. "Yes, sir."

Re-examination (page 125).

Q. "Mr. Corry says that he tied his ballots together with string, folding them once and that then he laid them upon the pile of ballots upon the table, which were open, and folded those ballots over his ballots tied together; do you know whether that is true or not?"

A. "I am quite sure they were put in separate."

Q. "Will you swear that they were put in separately by themselves and were not tied together?"

A. "Well, I will swear that they were not tied together as I did not see them tied."

Q. "If they had been tied together in that manner and then enclosed in other ballots by having other ballots folded over them, would you have been apt to have seen the string?"

A. "No, not if they were that way."

GEO. H. WESTMAN testified (page 139).

Q. "Mr. John Corry was one of the election officers, was he not?"

A. "Yes, sir."

Q. "Did you see whether or not John Corry tied twine around the ballots that he had counted?"

A. "No, I did not."

Q. "You did not notice that?"

A. "I did not notice the twine."

Q. "Did you notice whether he did or not?"

A. "No, I can't say that I did. I heard about the twine afterwards; couldn't remember then."

Q. "And you can't remember now?"

A. "I can't remember now."

Q. "Did you hear any conversation between Mr. Ceder and John Corry about twine there that evening that you remember of?"

A. "No, I don't; I didn't tie mine up. I left mine loose and handed them over."

Q. "Then the pile of ballots that had been counted by John Corry he might have tied together without your knowing it, without your observing it?"

A. "Well, yes, he might have done so."

Cross examination (page 139.)

Q. "You feel just like saying also, don't you Mr. Westman, that had they been tied there you would have seen it?"

A. "Well, it still might have escaped my notice."

The foregoing is substantially all the testimony with reference to the question, "Was there a string placed in the ballot envelope of the first ward of the city of Marinette?" If there was and there was no string found in that envelope when it was first legally opened, then the conclusion is irresistible that the envelope had been illegally and fraudulently opened. Upon that question there is not even contradiction in the evidence. It is established as a conclusion by the testimony of the four witnesses first named, against which there is not even a direct contradiction. We find and decide that there was a string placed in the envelope of the First ward of Marinette by the ballot clerk, John Corry, one of the officers of election and that containing such string said envelope was legally sealed.

It has been conceded by the claimant, Edward Scofield, that when that envelope was first legally opened there was no string found therein.

We further report that we have heard read the testimony of each and all of the officers of election who acted at said election in said First ward, from which appear the following facts: That at said precincts there were cast 307 ballots; that the poll list showed that there had been cast 306 ballots; that one ballot was withdrawn in a legal way to make the number agree with the poll list; that then the 306 ballots were divided into five piles, two piles containing 62 ballots each, two piles 61 ballots each and one pile 60 ballots. That the said five piles were then distributed among five of the election officers, one pile to each, to be counted. That each pile was counted in the manner following:

Beginning with governor, each officer having a pile of ballots to count, assorted his ballots, putting those cast for Hoard in one pile, and those cast for Peck in one pile, those cast for May in one pile, and those cast for Alexander in one pile, and those ballots upon which no voting mark had been made for the office of governor, commonly called blank ballots, were placed by themselves in one pile. Having assorted his ballots in the manner stated, each officer counted those in each respective pile, announcing the result to a tally-keeper.



That in that manner the votes cast for each candidate were counted in the order in which they appear upon the ballots. That ordinarily after each officer had counted his ballots in the manner above stated he would exchange his pile for the pile of some other officer to be counted, and in that manner the count was verified.

We further find that the manner in which the tally was kept in said precinct made it next to impossible for the officers counting to make an error in his count for any candidate without immediate detection of the error when he announced the result of his count for each officer to the tally-keeper. For the purpose of illustrating the manner in which said tally sheet was kept we set forth herein the form in which said tally sheet was kept for the office of state senator, viz.:

NAME OF INSPECTOR.	SCOFIELD.	FETZER.	BLANKS.	TOTAL.
D. CORRY.....	.....	.....	.....	62
B. ANDERLY.....	.....	.....	.....	62
E. CEDER.....	.....	.....	.....	61
JNO. CORRY.....	.....	.....	.....	61
G. WESTMAN.....	.....	.....	.....	60
Totals.....	.....	.....	.....	306

We find that the ballots cast in the First ward of the city of Marinette, were correctly counted for each office and for each candidate for office, by the election officers of that precinct.

We further find that the ballots from that precinct, bear evidence upon their faces, of having been changed and altered, by placing the voting marks in spaces opposite the name of Edward Scofield, which had been left blank by the voters who cast such ballots.

We further find that the ballot envelope containing ballots from the Second precinct of the Fourth ward of the city of Marinette had been illegally and fraudulently opened while in the custody of the county clerk and before the recount for the office of state senator. That ballots therein contained, were unlawfully and fraudulently altered in the same manner that the ballots in the First ward had been altered.

We further find that the ballot envelopes from the Third precinct, the Fifth precinct, the Sixth precinct and the Seventh precinct of the town of Peshtigo, were respectively illegally and fraudulently opened while in the custody of the said county clerk, and ballots in each envelope were unlawfully and fraudulently altered before the recount for the said office of state senator.

Particularly we report that in the Sixth precinct of Peshigo there were cast eighty ballots. That for the office of statesenator there were thirty blank ballots cast, and for the office of county clerk there were thirty blank ballots cast. That upon the recount for said office of state senator and for said office of county clerk, it was found that there were but fifteen blank ballots cast for the office of state senator, and four blank ballots for the office of county clerk. We find that the ballots in that precinct were carefully and correctly counted for each candidate by experienced and competent election inspectors.

We further report that many of the changes and alterations of the ballots cast in the precincts above specified are plainly apparent and can be readily and positively detected upon the faces of said ballots.

We hereto append tabulated statements showing the result of the election in the election districts in said county above particularly specified and referred to, as shown by the original canvass thereof, for the offices of county clerk and state senator, and likewise a tabulated statement showing the result of said election for said offices in said precincts as shown by the recount had for said offices.

We further report the fact to be that the gains made by said Scofield in said several precincts by the recount decreased the number of blank votes cast for said office in number corresponding and agreeing with the number so gained. As will appear most plainly by the inspection of said tabulated statement showing the result of said recount.

We further report that because of said frauds, alterations and changes made of said ballots after the said ballots had legally come to the custody of the said county clerk and before the recount for said offices, the said recount is thereby vitiated, illegal and void, and that the original canvass of the votes cast in said county, as shown by the original returns, is correct, and truly shows the number of votes received by said Scofield for said office in said county, and the number of votes received by said Fetzner for said office in said county.

We further find from the testimony of Hon. H. O. Fairchild, that Hans B. Pouse, the county clerk, who was the custodian of said ballots, virtually admitted and conceded that the said ballots had been fraudulently and illegally altered and changed.

A copy of which testimony relating thereto we incorporate in our report as follows, to-wit:

## Testimony of H. O. FAIRCHILD:

Q. "Will you state the circumstances leading up to that conversation; detail the conversation, and if such a letter was written, state the contents of the letter as near as you can remember?"

A. "Mr. Pouse came to my house about half past 8 o'clock in the morning shortly after I had finished my breakfast, and came in and said that he would like to see me."

Q. "One question there, interrupting, did you meet him upon the street and return with him to your house or did you send for him to come?"

A. "I neither sent for him, nor met him on the street previous to that conversation. He came to my house about half past 8 o'clock in the morning and said he would like to see me. I took him into my library and asked him what he wanted. He says have you seen your brother Charley. I says, about what; he says, I gave him \$10 to give to you; I says, for what; he says, about this election matter; I says, I haven't seen him nor he hasn't given me any \$10; he says, I thought I would come and see you about this election matter; well, I says, what do you want to see me about. What about the election matter. Well, he says, I have got a certificate of election and I want to keep the office. I says, Mr. Pouse, are you going to contest for this office. He says, well I don't know. I says to him, Mr. Pouse, do you think you have been elected to this office. Well, he says, I don't know, I have got the certificate. I says, do you think, Mr. Pouse, that any of the ballots were changed or were altered or that any marks were filled in. Well, he says, it looks like it. I says, since the recount on this office, Mr. Pouse, are you not satisfied in your own mind that those ballots had been altered. He says, it looks a good deal like it. I says, can you afford, Mr. Pouse, to take any office where there is any suspicion attaching to it that you have not been elected to it. Well, he says, I don't want to. I says, Mr. Pouse, you have been elected county clerk for two or three terms; you have always been considered an honest man; I want to know, Mr. Pouse, if you ever altered any of those ballots. He says, no; no, I never altered any ballots. Well, I says, I don't think you did. I certainly don't think you did; but are you not satisfied that they have been altered. Well, he says, it looks a good deal like it. Now, I says, Mr. Pouse, you are an old man; I know that you are poor; if you accept an office to which the people do not think you have been honestly elected, you need never to look to the people for another office, because they will never trust you; and if you take this office now under the suspicious circumstances that surround it you will never get another office in Marinette county. Well, he says, what shall I do. I says, do what any honest man would do. Well, he says, what is that.

I says decline it, Well, he says, how can I decline it. I says I would write a letter to the public and put it in the newspaper declining; that I prize my honor above any office and that there were grave suspicions in regard to whether I had been elected to this office fairly or not. That I was satisfied that the ballots had been altered, that blanks had been filled opposite my name, how many I was unable to state; but that it was uncertain whether I was elected or not and that I could not afford to take an office where there was any suspicion or dishonor about it. Well he says will you write that letter for me. I says yes. Well, he says, I wish you would. He says when can I get it. Well, I says, I don't know, I am pretty busy but I will write it in a day or two for you. I didn't see Mr. Pouse again until two or three days after. He came to my office and asked me if I had that paper. I told him not yet. I had not written it yet but I would. I would write it that night or in the morning. I think that was Saturday, possibly, and that Sunday, during Sunday sometime, I wrote this letter."

We further report that there is no evidence showing or tending to show that the said Edward Scofield was in any manner implicated in the said frauds but on the contrary we find that he is innocent of any connection with the commission thereof.

We further report that if the said Hans B. Pouse, said county clerk, is not directly and primarily responsible, that he is guilty of gross negligence in not safely keeping the said envelopes and ballots in a safe and secure place beyond the possibility of access to them by an interested party.

We further report that the said John Fetzer received a plurality of 15 votes in said senate district for said office in excess of the number of votes received by the said Edw. Scofield and that the said Fetzer was duly and legally elected to said office and is entitled to his seat as senator from the First senate district.

All of which is respectfully submitted, together with evidence and testimony used before us.

ROBT. LEES,

J. T. KINGSTON, Jr.,

Majority of Committee on Elections and Privileges, Senate.

Dated January 29th, A. D. 1891.



## ORIGINAL CANVASS.

PRECINCTS.	Total poll.	COUNTY CLERK.				SENATOR.		
		Pouse.	Quick.	Fisher.	Blanks.	Fetzer.	Scofield.	Blanks.
Marinette, 1st Ward.....	306	117	153	9	28	142	111	53
Marinette, 2d precinct, 4th ward.....	220	93	108	3	16	105	68	47
Peshigo, 3d precinct.....	162	41	105	3	13	85	39	38
Peshigo, 5th precinct.....	171	79	71	0	21	71	70	30
Peshigo, 6th precinct.....	80	30	18	2	30	9	41	30
Peshigo, 7th precinct.....	54	22	16	0	16	9	28	17

RECOUNT.

PRECINCTS.	Total poll.	COUNTY CLERK.				GAIN.			SENATORS.				GAIN.		Loss to blanks.
		Pose.	Quick.	Fisher.	Blanks.	Pose.	Quick.	Fisher.	Fetzer.	Scofield.	Blanks.	Fetzer.	Scofield.		
Marinette, 1st ward.....	306	131	151	9	15	14	* 1	.....	13	143	120	43	1	9	10
Marinette, 2nd precinct, 4th ward.....	230	92	106	3	19	1	2	... ..	3	105	81	34	.....	13	13
Peshtigo, 3rd precinct... ..	162	49	101	2	10	8	* 4	* 1	3	85	52	25	.....	13	13
Peshtigo, 5th precinct.....	171	88	71	0	12	9	.....	.....	9	71	80	20	.....	10	10
Peshtigo, 6th precinct... ..	80	59	15	2	4	29	* 3	.....	26	13	52	14	4	11	15
Peshtigo, 7th precinct.....	53	36	14	0	3	14	* 2	.....	13	8	36	9	1	8	8

Squares in which a \* is placed denotes loss instead of gain.



Senator Lees moved that the report be printed in the journal and made the special order for to-morrow morning at 10:30

Senator Kidd moved to amend by fixing special order for Wednesday morning, February 4th, at 10:30 A. M.

Which motion prevailed.

The motion as amended was adopted.

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The committee on State of Affairs, to whom was referred Jt. Res. No. 7, S.,

Providing for World's Fair Committee.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be recommitted to a committee of one consisting of the senator from the 31st.

GEO. W. PRATT,  
*Chairman.*

So ordered.

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The committee on Enrolled Bills have examined and find correctly enrolled,

No. 6, S.,

"An act to amend chapter 54, of the laws of 1885, entitled, an act to incorporate the city of Viroqua."

WM. F. VOSS,  
*Chairman.*

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The committee on Judiciary, to whom was referred, Jt. Res. No. 8, S.,

To amend section number three (3) of article 11, of the constitution of the state of Wisconsin.

Have had the same under consideration and have instructed me to report the same back with recommendation that it be referred to the Milwaukee Delegation,

M. C. MEAD,  
*Acting Chairman.*

So ordered.

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The president announced the following appointments, on the part of the senate, as members of the committee on re-districting the state:

Senators Greene, McBride, Pratt, Kingston, Koenitzer, Kidd and Stanchfield.

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## ADJOURNMENT.

On motion of Senator Koenitzer,  
The senate adjourned.

FRIDAY, JANUARY 30, 1891.

Senate met.

The president in the chair.

Prayer by the Rev. John Winn.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Connor, Falconer, Greene, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Pratt, Taylor, Voss, Woodnorth and Yahr—24.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senators Apple, Kennedy, Persons, Phipps, Price, Reynolds, Scofield and Stanchfield.

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The journal of yesterday was approved.

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#### RESOLUTIONS INTRODUCED.

By Sen. Kempf:

Jt. Res. No. 14, S.,

*Resolved by the senate, the assembly concurring.* That when the legislature adjourn to-day, it be until Tuesday morning, February 3rd at 10 o'clock.

Adopted.

By Senator Main:

Res. No. 9, S.,

WHEREAS, there was no official state paper established by law, in this state, prior to the year 1860, and the main reasons

assigned for its continuance since then have been the convenience of the state departments in doing public business and the seeming necessity for a speedier publication of the laws than that afforded by the bound volumes thereof, and

WHEREAS, the assembly has declared, by the passage of bill No. 10, A., substantially, that such convenience can be best subserved, and such seeming necessity fully met by the selection as the official state paper of some newspaper published elsewhere than at the seat of government, and,

WHEREAS, it is alleged that serious inconvenience and delay may occur in the transaction of public business by the location of the official state paper elsewhere than at the capital of the state, and

WHEREAS, it is claimed with much confidence by some, that there is no need whatever of an official state paper, and that its discontinuance would save the people from eight to ten thousand dollars per year, and that its further continuance is not in the line of retrenchment and reform so ably and satisfactorily recommended by his excellency, Governor Peck, in his message, and,

WHEREAS, we believe that no radical change in the approved and long established methods of doing public business should be encouraged by the legislature until after full investigation it has become possessed of facts clearly showing that such change is demanded in the interest of good government and to promote the efficiency of the public service, now therefore,

*Resolved*, That the Judiciary committee be and they hereby are instructed and required to at once inquire into and investigate the whole matter of an official state paper, and the necessity and propriety of continuing such a paper, and if to be continued, where it should be located to best subserve the convenience of the people and the state departments, and whether or not any inconvenience or delay in the transaction of public business will result from the location of such paper elsewhere than at the capital of the state, and whether or not the advertising and publishing now required by law to be done in an official state paper, or some part of it, ought not to be let by contract to the lowest bidder pursuant to section 25 of article 4 of the constitution.

*Resolved further*, That said committee, in discharging the duties imposed upon them by these resolutions, shall have power to send for persons and papers, administer oaths, employ such expert assistants as they may think necessary, and that they report to the senate as speedily as possible upon such matters, and accompanying their report with a bill covering their recommendations respecting the same, together with their account for necessary expenses incurred in said investigation.

Lies over.

## MESSAGE FROM THE ASSEMBLY.

BY GEO. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 10, A.,

A bill relating to public printing, and amendatory of section 344 of chapter 20 of the revised statutes.

No. 36, A.,

A bill to authorize Union school district of the city and town of Ripon to borrow money to build and equip a school building the city of Ripon, Wisconsin.

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## ASSEMBLY MESSAGES CONSIDERED.

No. 10, A.

Referred to the General File.

No. 36, A.,

Senator Mead moved that all rules interfering with the immediate consideration of this bill be suspended.

The motion prevailed.

On motion of Senator Lees,

The bill was referred to committee on Education.

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## LETTERS, PETITIONS, ETC.

By Senator Greene:

Pet. No. 2, S.,

Petition of Mrs. Nettie Rogers and 56 other ladies of Ft. Atkinson, asking the passage of a law forbidding the sale or gift to minors, of tobacco in any of its forms.

To committee on State Affairs.

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## BILLS INTRODUCED.

Read first and second times and referred.

By Senator Main:

No. 44, S.,

A bill to appropriate to Thomas Anderson a certain sum of money.

To committee on Claims.

By Senator Pratt:

No. 45, S.,

A bill to repeal section 5, of chapter 512, of the laws of 1870, an act to amend chapter 232 of the private and local laws of 1866, entitled "An act to incorporate the Oshkosh and Mississippi River Railroad Co."

To committee on Incorporations.

By Senator Lees:

No. 46, S.,

A bill to amend section 1165 of the annotated statutes, relating to land sold for taxes.

To committee on Assessment and Collection of Taxes.

By Senator Kingston:

No. 47, S.,

A bill to provide for an increase of the income of the University of Wisconsin, to be used in the construction, equipment and maintenance of necessary buildings therefor, and to provide for the permanent necessities arising from the growth of the university.

To committee on Education.

By Senator Pratt:

No. 48, S.,

A bill to provide for a free public employment office in all cities containing more than fifteen thousand inhabitants.

To committee on Incorporations.

By Senator Falconer:

No. 49, S.,

A bill providing that polls of election in towns, for town officers and judges shall close at the same time, and amendatory of section 796, revised statutes, as amended by chapter 232, laws of 1881.

To committee on Privileges and Elections.

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## REPORTS OF COMMITTEES.

The committee on State Affairs, to whom was referred

Jt. Res. No. 3, A.,

Fixing time for receiving new business,

Jt. Res. No. 5 A.,

To appoint a joint committee in accordance with the governor's message,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

GEO. W. PRATT,  
Chairman.



The committee on Judiciary, to whom was referred:

No. 31, S.,

A bill fixing the terms of court in the fourth judicial circuit, and providing for the continuation and adjournment of such terms.

No. 18, S.,

A bill to repeal chapter 456, of the general laws of 1887, as amended by chapter 414, of the laws of 1889, relating to game and fish.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do pass.

No. 24, S.,

A bill to provide for discharging mortgages of record in certain cases.

With an amendment, and recommend its passage when so amended.

M. C. MEAD,  
Acting Chairman.

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The committee on Education to whom was referred

No. 1, A.,

A bill to repeal chapter 519, of the laws of the state of Wisconsin for the year 1889, entitled "an act concerning the education and employment of children."

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

R. C. FALCONER,  
Chairman.

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*To the Honorable, the Senate of the State of Wisconsin:*

The undersigned, a minority of your committee on Privileges and Elections, to which was referred the contested election of senator from the senate district composed of the counties of Door, Marinette and Oconto, in which Mr. John Fetzer contests the right of Hon. E. Scofield to represent said district in this senate, being unable to concur with the majority of said committee in the conclusions arrived at in their report, most respectfully begs leave to submit this, his minority report in the matter of said contest.

The sitting member was elected to the office by a majority of fifty-seven votes, according to the canvass made of the votes by the district canvassing board.

This result was reached by the district board upon its canvass of the returns made to it by the several county canvassing boards of the counties composing the district. These returns were based upon a recount in each of the



counties of the votes therein for the office in question. Although there was a net gain of sixteen in Door county, and of ten in Oconto county, and of seventy-two in Marinette county, for the sitting member upon the recount, fault is found by the contestant with that of Marinette county only. The returns of the precinct officers in each of the counties as canvassed by the canvassing board of the several counties showed a majority of forty-one votes in the district for the contestant. The loss to him by the recount in Door and Oconto counties was twenty six, reducing his majority to fifteen in the district, without considering the result of the recount in Marinette county. The recount of the votes thrown in the precincts of the latter county, concerning which no charge of wrong has been made, showed a net gain for the sitting member of twelve votes. These precincts and the gain in each for the sitting member upon the recount are the following:

1st precinct, 3d ward of Marinette.....	4
2d precinct, 3d ward of Marinette .....	3
5th ward of Marinette.....	2
1st precinct of Peshtigo.....	1
Town of Porterfield.....	1
Town of Wasaukee .....	1
Total.....	<hr/> 12

These precincts have not been under suspicion; no attack whatever has been made upon the recount of the votes thrown in any of them and this gain for the sitting member of twelve votes in these precincts is a lawful one and reduces the contestant's majority, as established by the precinct count, to three votes.

The gain for the sitting member in 1st and 2nd wards, the 2nd precinct of the 4th ward of the city of Marinette, and the 3rd, 5th, 6th and 7th precincts of the town of Peshtigo, upon the recount, were larger and, unassailed, leave the sitting member, with his other gains, the majority of 57 votes in the district as canvassed by the district board.

Without considering the full gain for the sitting member shown by the recount of votes thrown in precincts under suspicion, which are those above referred to as showing the largest gains for him, it will be seen that, if the same or a much smaller proportion of gains be conceded or allowed from those precincts for the sitting member as that appearing from the precincts showing gains not under suspicion, there would be a clear majority of votes for the sitting member, as but four would be needed from the suspected precincts to make a majority, the contestant's majority already being reduced by unquestioned gains for the sitting member to three votes. But the gains in the suspected precincts, by the recount, are larger; they clearly leave the

sitting member with a majority of fifty-seven votes in the entire district. These gains must stand unless discarded for fraud, and, to do away with them, fraud is charged.

It is said the envelopes containing the ballots thrown in these precincts were unlawfully opened and the ballots so changed in the interest of the sitting member that a recount would show his election.

The charge is a serious one as the commission of a crime is established if the charge be proven. The proof should be convincing and clear before the charge can be said to have been established.

The envelopes containing the ballots must have been opened before any alteration of the ballots could occur.

The proof is of the strongest character that the envelopes were securely sealed and, in the judgment of the precinct officers, with such thoroughness and security that the seals could not be raised or tampered with without leaving evidence upon the envelopes of the fact. If they bore no such evidence when produced to the county canvassing board, the strongest presumption arises that they had not been tampered with. It appears that when they were produced to the board to be opened for a recount of the ballots, they were examined by counsel for the contestant in the interest of his patron. His zeal may easily be supposed. He was presumably watchful and zealous to discover and point out to the board the slightest evidence of wrong. Had there been such, it is supposable he would discover it; and he claims to have done so and to have called the board's attention to the evidence, which consisted, in his opinion, of an abrasion of the edge of the paper overlap of the envelope, at the point where sealed to the body of the envelope, and of an appearance at the same point of some adhesive substance as though applied upon a resealing of the envelope. He called the board's attention to these appearances, and in terms, claimed that the envelope showed evidence of having been opened and resealed. Under these conditions the board would naturally give the most careful attention, the most careful scrutiny, to the envelopes and to any suspicious appearance thereon, and they all testify they did so. The envelopes were at the same scrutinized by others than the members of the board and they have testified upon the subject. Their testimony fails to support the statement of the attorney of the contestant in any particular. Nothing appeared to any of them that caused them to have any suspicion that the envelopes had been tampered with. It is incredible that the board would have been indifferent to such appearances had any existed. To preserve them, if they were any, the envelope could and doubtless would have been opened at the opposite end for the removal of the ballots. It would have been in the interest of all parties to have discovered, if possible, and to have effectually preserved for future ex-

amination every suspicious appearance upon the envelopes, for, when discovered, which would be in the very nature of things, before opening the envelopes, it could not be known whom the fraud would injure, if one had been committed. An equal anxiety must have controlled all parties in examining the envelopes, particularly when attention was called to them as bearing evidence of having been tampered with, and since only one of five who have testified to having made such examination, found anything suspicious upon any of them, it seems more reasonable to suppose that the vision of that one was rendered less certain by the interest he had in the character of a zealous and faithful representative of an absent patron, than that of others who may well be thought to have had the steady and impartial sense belonging to the judicial character in which they were serving.

To my mind the proof wholly fails to show that any of the envelopes had ever been opened after they were sealed by the precinct officers, until opened by the canvassing board upon the recount.

This alone would cause me to non concur in the conclusions of the majority report of the committee, but other reasons exist for the conclusions which I have reached and which are expressed hereafter.

Much importance is claimed for the evidence tending to show that a string was tied about a package made up of a portion of the ballots thrown in the 1st ward of the city of Marinette, and that the package so tied went into and was sealed in the envelope with the other ballots thrown in that ward, it being conceded that no string was found in the envelope when opened for the recount. This, it is claimed, supports the charge that the envelope was opened before produced to the canvassing board.

The testimony of the precinct officers to this point is conflicting. In my view the conversation about the string, said by some of the witnesses to have taken place in the room where the votes were counted, as well as the circumstance itself of tying a portion of the ballots with a string before placing them in the envelope, a proceeding wholly unusual, could not have taken place without the knowledge and notice of the three witnesses who testified to having been present when it is said to have occurred, and to have neither heard a word of the conversation or seen anything of any string. In addition to this the election officer who held the envelope while it received the the ballots, was very sure the ones counted by Mr. Corry, those said to have been tied, went into the envelope separately; a package by itself. When to this is added the fact that these matters were all submitted to a jury upon the evidence of the election officers of that precinct, the jury having the advantage of the presence of the witnesses testifying upon the subject, and that the jury at least reported

a disagreement (though it came to the knowledge of the committee collaterally that the jury upon this subject were unanimously of the opinion that the string story was a myth) it may well be doubted whether the whole story has not been concocted to support the claim that the envelopes had been unlawfully opened before being presented to the canvassing board.

If Mr. Corry's reasons for his, certainly unusual, proceeding of placing a string about the ballots counted by him and writing his name on the back of one of the ballots before placing them in the envelope, be considered, the improbability of the act occurring at all, increases. Warned by a presentiment he anticipates a fraudulent attempt upon the ballots and prepares for it. He must be believed fully in this matter, or thought a knave, and to believe him he must be credited with having conceived that a fraud would be attempted; that the envelope into which would be placed the ballots counted by him, would be opened and the ballots changed; that in the haste or carelessness with which it would be done, the agents committing the fraud would neglect or forget to restore a string, if he should tie one about a portion of the ballots, and when the envelope was subsequently opened to make a recount of the ballots, the absence of the string would prove the fraud and defeat the criminal purpose of its agents. All this must be supposed to have been within his calculations when, guided by the supernatural warning he had received, he found a string at hand and with it tied up the ballots he had counted.

It is not difficult, as against such statements and testimony to believe that of witnesses more in harmony with what is generally considered natural. I can not believe the story of the string.

I have stated and sufficiently reviewed, I think, the reasons upon which the claim that the ballot-envelopes were wrongfully opened before the recount of the ballots in Marinette county was made, rests, viz.:

1st. The witness Holgate's testimony upon the appearance of the envelopes when produced to the canvassing board, and,

2d. The witness Corry's statements concerning the string which he claims to have tied about a package of ballots that went into the envelope holding the ballots of the First ward of Marinette.

In connection with the latter the following seems to me very pertinent: The contestant called an expert, the witness Lombard, vice president of the Stephenson National bank, of Marinette, and, with the view of still further supporting the claim that the envelope of the First ward of Marinette had been wrongfully opened and the ballots fraudulently changed, and to show that the net gain of eight made by the sitting member on the recount in that ward was owing to that change, had the expert examine



each of the ballots cast in that ward and state the number of genuine and the number of spurious votes there cast for the sitting member for the office of state senator. The examination was presumably carefully made; the trained sense of the expert tested each vote thrown in that ward for the sitting member; the contestant, by calling the witness clothed him with credit and vouched for the value of his opinion. If the gain made by the sitting member in that ward was owing to spurious votes; to votes made for him by an unlawful hand after the seal of the envelope had been violated and raised, the expert would discover and betray it and declare the numbers that were spurious. What was the result? He found every vote, every mark a genuine one. One he found about which he was uncertain, but it was subsequently, by the testimony of the precinct officers shown, that one ballot had been cast in that precinct by a voter who, after partially marking his ballot, asked and had assistance from the election officers to mark the balance of his ballot, which, very reasonably in my opinion, explains and establishes as genuine, the ballot about which the expert was in doubt. Had the expert declared any number of the votes from this ward for the sitting member spurious, it would doubtless have been claimed by the contestant, and with some reason, that the expert's testimony corroborated the claim that the sitting member's gain in that ward was brought about by fraudulent opening of the envelope and an equal fraudulent tampering with the ballots. Is it unreasonable to say that, failing to find, after the most careful examination, one spurious vote in the lot, was significant evidence of the genuineness of all of them and of the fact that the envelope itself had never been wrongfully opened? For it is inconceivable that the envelope was opened and no change made in the ballots; that it was opened and the string taken out, and then re-sealed, leaving the ballots as they were. If any effect is to be given the expert's testimony, it should not be disregarded when it supports the theory of innocence and honesty, and credited only when it supports the theory of fraud. Effect should be given it as an entirety and let it determine the whole issue, or it should be wholly disregarded. Any other course would manifestly be unjust, and the inference of unfairness would naturally arise.

What is said above with regard to the result of the expert's examination and opinion of the ballots of the 1st ward of Marinette, may as truthfully be said of his examination and testimony relative to the ballots thrown in the 2nd precinct of the 4th ward of Marinette, where the sitting member on the re-count, gained thirteen, and in the 5th precinct of Peshtigo, where he gained ten votes. The expert was unable to find one spurious vote for the sitting member among



the ballots cast in either of these precincts. Would it be proper to give no effect to this fact?

On the other hand it is to be considered that the ballots thrown in the 3rd, 6th and 7th precincts of the town of Peshtigo were examined by the expert. On the recount of these ballots the sitting member gained 13, 12 and 8 votes, respectively; the contestant made no gain except in the 6th, where he gained 4 votes.

The expert thinks 7 of the votes for state senator — whether for the sitting member or the contestant he does not say — in the 3rd precinct are spurious. In the 6th precinct he thinks there were 11 spurious votes, 9 for the sitting member and 2 for the contestant, and in the 7th precinct he thinks there were 4 spurious votes for state senator, but whether for the sitting member or the contestant he does not say.

The fact that he finds any votes which he thinks spurious in these precincts bears upon the question as to whether the envelopes were opened and these spurious votes made, before the recount.

If they were indeed spurious; if they were marked after the ballots were placed in the envelopes and before the recount, the envelopes containing them must have been opened for that purpose. It becomes necessary at this point to consider whether the expert's testimony can be relied on as furnishing any satisfactory evidence that the envelopes were ever wrongfully opened after they received the ballots, as his testimony where he finds votes he thinks spurious tends to support the claim that the envelopes were opened wrongfully; but where he finds the votes for this office all genuine in precincts where the gain for the sitting member was important his testimony tends as strongly to refute the idea that the envelopes had been opened and the ballots changed, and it becomes necessary to throw it out altogether, or give effect to it all. If it is thrown out altogether a part of the support to the claim that the envelopes were wrongfully open disappears. If effect be given to it all, it leaves the sitting member with a clear majority of votes for the office. The difference in the marks on the ballots, apparently in a different hand can be accounted for upon the theory that the voter had partially marked his ballot and then asked the assistance of the officers in marking the balance of the ballot. This is shown by the testimony to have frequently occurred. My own opinion is that the expert's testimony as to the genuineness of the voting marks is a less certain means of determining the question than others. It seems that when it is considered that a voter may lawfully have the assistance of the precinct officers to mark his ballot, as above indicated, thereby bringing a different hand to the ballot and perhaps a different pencil, which, occurring frequently in the same precinct, as in that of Corvitz — the 6th of Peshtigo — would

explain the variation in the marks apparent on the ballots cast therein; that a ballot may be marked partly with a pen and ink and the balance with a pencil, as is shown to have been done in one of the unsuspected precincts, the 1st precinct of Peshtigo, and with an indelible pencil in part and a common pencil in part, as occurred in the 7th precinct of Peshtigo; that the voter himself may, by a change of position or by sharpening his pencil while marking his ballot, so change the form, position or character of his voting mark as to cause honest doubts as to whether the same hand made all the marks; it would seem that, considering all this and other plausible explanations of the suspicious appearance of some of the ballots, all of which are quite as consistent with the theory of honesty as with that of fraud, no case has been made which should be held to impeach the recount of the ballots in Marinette county. Certainly the conditions under which the precinct count is made are by no means favorable to any notion of accuracy, and it is no over statement I think, to say that it would be thought a rare case where a recount made as required by law, would fail to demonstrate an erroneous precinct count. But one such case occurred out of the sixteen precincts of Marinette county. Upon this branch of the subject my conclusion is that the proof fails to show that any fraudulent marking of the ballots cast in Marinette county was ever made, or that any of the envelopes were ever wrongfully opened.

I am unable to see any significance in the testimony of Mr. Fairchild relevant to this inquiry. It has seemed important to some as an admission, by a prominent member of the political party to which the sitting member belongs, that fraud had been committed upon these envelopes and ballots. If fraud may be proven by evidence of this character, there would be little security for either public measures or individuals. One would but need to hold a conversation with another in which an expression of opinion would occur that a fraud had been committed, and that would be evidence to establish the fraud itself in the courts or before a legislative committee of investigation. Mr. Fairchild had made no investigation of the facts; he expressed in a conversation with one not an interested party here, his opinion based wholly upon what had been told him by others, that there was fraud. His evidence was that known as "hearsay." As soon as the objection to his continuing the giving of such testimony was made at the trial in which it was uttered, the court excluded it. If issues of this grave character are to be determined or even effected by hearsay evidence, whose reputation or position is safe? It may be assailed and destroyed by the rancor of any enemy, or the indiscreet or ill-considered words of a friend. It should receive no consideration in the determination of this issue.

But I think the sitting member entitled to his seat upon

the rule invoked by the contestant himself for the determination of this contest. It is claimed that, when it is shown that the envelopes have been unlawfully opened and the ballots tampered with, the burden changes to the sitting member to show that he received a majority of genuine votes for the office. It may, for the purpose, be conceded that the rule is correct. If the fact has been established that the envelopes were opened and the ballots changed, by what means could the sitting member show a majority of genuine votes for himself? Only by the opinion of an expert. If the contestant, under the rule invoked by him, carried the case far enough to shift the burden upon the sitting member of showing how many of the votes appearing from the ballots to have been cast for him were genuine, he did not leave the burden there, but proceeded, by calling his own expert, to establish the necessary facts to the sitting member's election; he called his expert to show how many of the votes from the suspected precincts were genuine and how many were spurious. By doing so he rendered it unnecessary for the sitting member to do so. And by doing so, the utmost he can claim to have established is that twenty-one votes cast for the office of state senator were spurious; all the rest, in the opinion of the expert, were genuine. If all the so called spurious votes were for the sitting member, they simply reduce his majority of fifty-seven, shown by the district canvass, to thirty-six. Had the sitting member called an expert and shown the same facts, he would have shown still a majority of thirty-six genuine votes in the district.

The same effect results from the testimony of the expert called by the contestant, and it becomes unnecessary for the sitting member to go further.

Stress has been laid upon what is charged as a difference between the number of blanks opposite the names of the respective candidates for the office of state senator, as shown by the precinct count and the recount, and it is claimed by the contestant that many such blanks were fraudulently filled by placing therein a voting mark for the sitting member.

It will readily be seen that it was quite as likely that the precinct officers in making their count during the night following the labors of the day of election, would make a mistake in calling a blank as well as in calling a vote for any particular candidate. If they made mistakes in calling a vote for a wrong candidate, which it is certain was many times done, why is it claimed they would not make the same mistake in calling a blank for a senator when a vote should have been called? The likelihood is quite as great in either case. If this was done, if a voting mark was indeed opposite a candidate's name and it was called and tallied as a blank, would not the mistake be corrected on a recount, and in every such case would not the number of blanks for

that office reported by the precinct officers, be reduced precisely to the same extent that a gain in votes was made for the office? It all comes back to the question, was the precinct count more likely to be correct, made under the circumstances it was necessary to make it under, by tired, and in many instances by aged officers and always by lamp or candle light, than a recount made by natural light under conditions precluding the possibility of errors? It is a fact known to the entire committee that the position of the names of the candidates for this office was such upon the ballot that they were more likely than any others on the ballot to escape not only the notice of the precinct officer who called it on the count, but that of the voter himself. An examination of any number of ballots will quickly render apparent this fact. It was observed and commented on by all the members of the committee with reference to the ballots cast in Marinette county. The voter after voting for his candidate for all the offices in the first column of names on the ballot, in beginning on the next would, and did, in many cases, begin with the names of candidates for county offices, and this, it was thought, and correctly, I think, to be owing to the fact that the words "County Officers," in large letters, appeared almost at the top of the second column. The eye would seem to catch those words and go no higher, and the voter would mark from them down. Yet right above those words, and the only names above them in that column, were those of the candidates for the legislative offices. The tendency to this was too apparent to escape notice, and it was thought that many votes were lost to this office from it. It is not seen why the precinct officer in making his call of votes for candidates, would not be as likely in many instances, for the same reason, to miss calling a vote for state senator. As the votes on the ballots were not counted or called a second time, no mistakes were corrected, but all were carried into the returns and corrections were not and could not be made until the recount was had. Under these conditions is there any special reason for attributing the quality of infallibility to a precinct officer's count or call of either a voting mark or a blank? If a vote was marked for senator and not called it was a blank and so returned. When corrected by the recount each correction meant one more vote and one less blank for state senator, and as the sitting member was the republican candidate, and Marinette county a republican county, it was more than likely that in a large majority of such instances the vote so missed on the first count was a vote for the sitting member. This would very rationally account for the fact that when the corrections were made by the recount, the gains were almost all for him.



## RECAPITULATION.

By the precinct returns contestant's majority in the district was . . . . .	41
Sitting member's gain in Door county, on the recount . . . . .	16
Sitting member's gain in Oconto county on the recount . . . . .	10
Total gain for sitting member in two last named counties . . . . .	26
This would leave contestant, without considering the Marinette county recount, a majority still of . . . . .	15
Sitting member gained in Marinette county, on recount, in precincts not under suspicion and not contested . . . . .	12
This reduces the contestant's majority on the precinct count to . . . . .	3
Sitting member gained on recount of votes in 1st ward of city of Marinette . . . . .	8
And in 2nd precinct, 4th ward, city of Marinette . . . . .	13
And in 5th precinct of Peshtigo . . . . .	10
Total . . . . .	31
The expert was unable to find one spurious vote upon the ballots in these precincts, and if the sitting member's gains in the 3d, 6th and 7th precincts of Peshtigo (which amount to 31), in all of which precincts the expert claims to find spurious votes, are wholly disregarded, the sitting member's gains in the 1st ward and 2nd precinct of 4th ward of Marinette, and 5th precinct of Peshtigo where none but genuine votes were found by the expert, which gains amount to 31, would show a majority for him of . . . . .	27
The contestant coming to those precincts with but a precinct majority of . . . . .	3

A careful painstaking review of the testimony since the last meeting of the committee confirms me in the conviction that the sitting member is clearly entitled to the seat which he now holds, and would respectfully ask the adoption of the following resolution:

*Resolved*, That the Hon. E. Scofield is entitled to the seat now occupied by him as a member of this senate.

All of which is respectfully submitted.

E. I. KIDD,  
Minority of Committee.

The undersigned, a minority of the committee on Education, to whom was referred assembly bill No. 1, begs leave to dissent from the report of the majority of that committee, for the following reasons:

Chapter 519, of the general laws of 1889, which it is proposed to repeal, is, as I understand it, all the compulsory education law now on the statutes, and all the law regulating child labor, in factories, shops, mines, etc. While the law of 1889 is manifestly defective, no one pretends that it has in the two years during which it has been in force, worked any hardships to any of the people of this state, or any interference with any school.

The principle of compulsory education which has in certain European countries produced such desirable results in the education of the entire people, in the elementary branches of learning, and in the language of the country, this principle was made the policy of this state, and incorporated into our statutes during the session of 1879, and has been the law of this state ever since.



Chapter 519, of the laws of 1889, was an attempt by those who favored this policy, to make the statute more comprehensive and more effective.

A very widespread and general misunderstanding of the purpose of this act, took place among that class of our citizens who were of foreign birth, many of whom, notably those from Germany and Norway, owed their ability to read and write in any language to the very principles of this law.

Certain men in "*some quarters*" for partisan ends, fostered this misunderstanding, until the question of the repeal of the law became a political issue, and was decided at the last election in favor of its repeal.

The minority of your committee does not believe that the people of this state, in this action, intend to abandon the principle of compulsory education in the elementary branches of learning, since all the political parties declared for it in their platforms of principles, or that they are unwilling, that the state shall insist that it must be in the legal language of the country, at least to an extent which shall compel those having charge of children, as parent or guardian, to teach them to read and write English; or that the people of this state are ready to abandon the idea, that the state has the right, and should exercise it, of regulating the employment of children, at a tender age, in factories, shops and mines; or that they are indifferent to the practice by which some soulless corporations seek to increase their gains, by employing cheap child labor at tasks, which should be performed by adults, and such children be sent to school.

And in accordance with these views the minority of your committee respectfully submits the following amendment to bill No. 1, A., which amendment, it is believed by this minority, removes all reasonable objections to chapter No. 519, general laws of 1889, and corrects what seems to him, would be a serious defect in our educational laws, should said chapter 519 be entirely repealed. And the minority of your committee earnestly recommends that this minority report be adopted.

Amend No. 1, A., as follows:

Strike out section 2, and insert the following:

SECTION 1. Chapter 519, of the laws of the state of Wisconsin, for the year 1889, entitled "an act concerning the education and employment of children," be, and the same is hereby repealed.

SECTION 2. Every parent, guardian or other person having under his control a child between the ages of seven and thirteen years, shall cause said child to attend some public, private or parochial school during the school year, of of each year, for a period of not less than twelve weeks.

SECTION 3. Any such child shall be excused from attendance at school required by this act, by the county judge of the county where such child resides, or the board of educa-

tion or school district board of the city, town, or district, in which such child resides, upon its being shown to their satisfaction that the person so neglecting is not able to send such child to school, or that instruction has otherwise been given for a like period of time to such child in the elementary branches commonly taught in the public schools, or that such child has already acquired such elementary branches of learning, or that his physical or mental condition is such as to render attendance inexpedient or impracticable, and in all cases where such child shall be so excused the penalty herein provided shall not be incurred. And in every prosecution under the provisions of sections one and four of this chapter if it shall be proven to the satisfaction of the court or jury trying said cause, that such person is not able to send such child to school, or that instruction has otherwise been given for a like period of time to such child in the elementary branches commonly taught in the public schools, or that such child has already acquired such elementary branches of learning, or that his physical or mental condition is such as to render attendance inexpedient or impracticable; the person so prosecuted shall be acquitted, whether any such excuse shall have been given or not.

SECTION 4. Five days prior to the beginning of any prosecution under this act, such board shall cause a written notice to be personally served upon such person having control of any such child of his duty under this act, and of his default in failing to comply with the provisions thereof, and if, upon the hearing of such prosecution, it shall appear to the satisfaction of the judge of the court or school board of the district, town or city, that before or after the receipt of such notice, such person has caused such child to attend a school as provided in this act, in good faith, and with intent to continue such attendance, then the penalty provided by this act shall not be incurred.

SECTION 5. Every parent or other person having under his control a child between the ages of seven and thirteen years shall furnish it such instruction in the English language, as shall enable it to read and write the same, but this act shall not be construed to prohibit the teaching of any other language or branches of learning.

SECTION 6. Any person violating any of the provisions of the foregoing sections shall be deemed guilty of a misdemeanor and on conviction thereof shall be punished by a fine of not less than three dollars nor more than twenty dollars.

SECTION 7. Any child between the age of seven and thirteen years, who, without leave and against the will of his parent, guardian or other person having the right to control such child, habitually absents himself from the school to which he is sent or directed to be sent, and is beyond the control of his parent or guardian or other person having the right to control such child in that regard, shall be

deemed a truant child, and on such truancy being alleged and proved, such truant child shall be adjudged a dependent child in like manner as is now provided by law, for the adjudication of dependent children, and on being so adjudged dependent may be committed in like manner for such time not exceeding two years, as the judge or court having the jurisdiction of the matters may determine. Any child so committed may, upon proof of amendment, or for other sufficient cause shown upon a hearing of the case, be discharged by such judge or court at any time; but such child shall not be confined after the age of thirteen years, nor shall he be bound or apprenticed nor placed out of any school to which he shall be committed.

SECTION 8. No child under thirteen years of age shall be employed or allowed to work by any person, company, firm or corporation, at labor or service in any shop, factory, mine store, place of manufacture, business or amusement except as hereinafter provided.

SECTION 9. The judge in the county court in the county or the board of education, or the school district board where the child resides or is to be employed, or to work, may, by order of record, grant a permit to any child over ten years of age, exempting such child from the operation of this act as to such employment, and to such extent and for such time and on such terms as may be named in such permit, on its being shown to the satisfaction of the judge or the school district board that it is fit and proper considering the lack of means of support of the family of which such child is a member, that such permit should be granted, and such permit may be rescinded by any such judge on written notice to such child, or to any person having control of or employing such child. Such permit must state the age, place of attendance and amount of school attendance prior to the granting of such permit. A record of such permit to be kept in such court. No charge or fee shall be required in any matter under this section.

SECTION 10. No child shall be so employed or work who does not present such permit, and every person before employing or permitting such child to so labor or be at service, shall require and retain such permit, and shall keep the same together with a correct list of all children so employed, and shall show such list on demand to any school officer or teacher or police officer.

SECTION 11. Any person, or company, or corporation or officer thereof who employs or permits to be employed or to work any child in violation of this act, and any person having the control of any such child who permits such employment or work, shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof, be fined a sum of not less than ten dollars nor more than fifty dollars.

SECTION 12. Any person convicted for any violation of

any of the provisions of this act shall have the right of appeal.

Section 13. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Section 14. This act shall take effect and be in force from and after its passage and publication.

And also recommend that the title to said bill No. 1, A, be amended to conform to the body of the bill as amended so as to read as follows:

A bill to repeal chapter 519 of the laws of the state of Wisconsin for the year 1889, entitled "an act concerning the education and employment of children and to provide regulations concerning the education and employment of children."

Respectfully submitted,

R. L. JOINER,  
Of the committee.

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Senator Pratt moved that all rules interfering with the immediate consideration of No. 3, A., be suspended.

The senate refused to suspend the rules.

On motion of Senator Mead,

All rules interfering with the immediate consideration of No. 31, S., were suspended.

The bill was read a third time and passed.

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## EXECUTIVE COMMUNICATIONS.

EXECUTIVE CHAMBER,

MADISON, WIS., January 30, 1891.

*To the Honorable, the Senate:*

The following entitled bill, originating in the senate has been approved, signed and deposited in the office of the secretary of state.

No. 6, S.,

An act to amend chapter 54 of the laws of 1885, entitled, "An act to incorporate the city of Viroqua."

GEO. W. PECK,  
Governor.

## MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has concurred in

Jt. res. No. 14, S.,

For adjournment till Tuesday, February 3d.

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ADJOURNMENT.

On motion of Senator Yahr,

The senate adjourned until Tuesday morning at 10 o'clock.



TUESDAY, FEBRUARY 3, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. Dr. Wilkinson.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Scofield, Stanchfield, Taylor, Voss, Woodnorth and Yahr.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senators Kennedy and Lees until Wednesday morning.

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The journal of Friday was corrected so as to show Senator Apple present.

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#### RESOLUTIONS INTRODUCED.

By Senator Taylor:

Jt. Res. No. 15, S.,

Joint resolution proposing an amendment to section 5 of article 1 of the constitution of the state of Wisconsin, relating to jury trials.

*Resolved*, By the senate, the assembly concurring, that section 5 of article 1 of the constitution of the state of Wisconsin, relating to jury trials, be amended by adding at the end thereof the following, "and the legislature may provide by law for the finding of a verdict in any civil action or proceeding upon the agreement of less than the full jury sworn."

## COMMUNICATION TO THE SENATE.

By Senator McBride:

CHIPPEWA FALLS, WIS, Jan 26, 1891.

*To the Honorable, The Legislature of the State of Wisconsin:*

As lumber inspector of the Sixth district of Wisconsin I have the honor to report that during the year previous to this report I have scaled in my district 95,319,760 feet of logs, and that no other timber or lumber has been scaled by me as such lumber inspector

Respectfully submitted.

W. J. McDONALD,  
*Lumber Inspector,*  
Sixth District of Wisconsin.

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BILLS INTRODUCED.

Read first and second times and referred.

By Senator Reynolds:

No. 50, S.,

A bill relating to the disposition of homesteads and amendatory of section 2280, chapter 103, revised statutes.

To committee on Judiciary:

By Senator Reynolds:

No. 51, S.,

A bill relating to property exempt from execution, and amendatory of sub-division 15, section 2982, chapter 130, revised statutes.

To committee on Judiciary.

By Senator Price:

No. 52, S.,

A bill to legalize the revised ordinances of the city of Black River Falls.

To committee on Incorporations.

By Senator Conner:

No. 53, S.,

A bill to repeal section 1, of chapter 166, of the laws of 1887, entitled "An act to provide for fees of clerks of the circuit courts in certain cases."

To committee on Judiciary.

By Senator Koenitzer:

No. 54, S.,

A bill to provide for the probate of heirship, to limit the lien of debts upon the real estate of deceased persons.

To committee on Judiciary.

By Senator Apple:

No. 45, S.,

A bill to appropriate to the Wisconsin Dairymens' association a sum of money therein named.

To committee on Claims.

By Senator Persons:

No. 56, S.,

A bill to repeal chapter 312, private and local laws of 1870, said chapter being entitled, "An act to lay out and establish a state road from the town of Seymour, in Outagamie county, to Ft. Howard, in Brown county."

To committee on Roads and Bridges.

By Senator MacBride:

No. 57, S.,

A bill to amend section 3030, of chapter 131 of the revised statutes of the state of Wisconsin, for the year 1878, relating to remedies supplementary to execution.

To committee on Judiciary.

By Senator MacBride:

No. 58, S.,

A bill to provide for the times of holding the general terms of the circuit court for the sixth judicial circuit.

To committee on Judiciary.

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## LETTERS, PETITIONS, ETC.

By Senator Koenitzer:

Pet. No. 3, S.,

Petition of John B. Hull and others against the annexation as sections seven and eight, of the town of Lake to the city of Milwaukee.

To Milwaukee Delegation.

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## RESOLUTIONS CONSIDERED.

Jt. Res. No. 9, S.,

Relating to official state paper.

On motion of Senator MacBride,

The resolution was laid on the table.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 15; noes, 15; not voting, 3.

The vote was as follows:

Ayes—Senators Apple, Conner, Falconer, Greene, Horn, Kingston, Koenitzer, Kroeger, MacBride, Mead, Nash, Pratt, Voss, Woodnorth and Yahr—15.

Noes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Main, Miller, Persons, Phipps, Price, Reynolds, Scofield, Stanchfield and Taylor—15.

Senator Kennedy was paired with Senator Kidd. The former would have voted aye, the latter nay.

The vote being a tie, the president voted in the affirmative and declared the motion carried.

Senator Clawson rose to a point of order and referred to senate rule No. 22, in reference to the pair of Senators Kennedy and Kidd.

The president ruled the point of order not well taken, as no objections had been raised when the pair was announced.

Jt. Res. No. 3, A.,

Fixing time for receiving new business, was refused concurrence.

The ayes and noes being demanded, it was decided in the negative; ayes, 13, noes, 18; not voting, 2.

The vote was as follows:

Ayes—Senators Falconer, Horn, Kingston, Koenitzer, Kroeger, MacBride, Mead, Pratt, Price, Scofield, Voss, Woodnorth and Yahr—13.

Noes.—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Greene, Joiner, Kempf, Kidd, Main, Miller, Nash, Persons, Phipps, Reynolds, Stanchfield and Taylor—18.

On motion of Senator Clawson,

The vote by which Jt. Res. No. 3, A., was refused concurrence, was reconsidered.

Senator Greene offered the following amendment: Insert "17" in place of "10."

The amendment was adopted, and the resolution as amended, concurred in.

Jt. Res. No. 5, A.,

Providing that a joint committee of seven from the assembly and four from the senate, be appointed in accordance with the recommendation contained in the message of his excellency, the governor, for the purposes in said message expressed,

Was concurred in.

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## BILLS ON THEIR THIRD READING.

The amendments to

No. 1, A.,

A bill to repeal chapter 519 of the laws of the state of Wisconsin for the year 1889, entitled "An act concerning the education and employment of children."

Were refused adoption.

The ayes and noes being demanded it was decided in the negative: ayes, 14; noes, 16; not voting, 3.

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Clawson,

Joiner, Kempf, Main, Miller, Phipps, Price, Reynolds, Scofield, Stanchfield, and Taylor—14.

Noes—Senators Apple, Conner, Falconer, Greene, Horn, Kingston, Koenitzer, Kroeger, MacBride, Mead, Nash, Persons, Pratt, Voss, Woodnorth, and Yahr—16.

Senator Kennedy was paired with Senator Kidd. The former would have voted nay and the latter aye.

Senator Bechtner moved that the bill be re-referred to the committee on Education, with instructions to report it back with such amendments as will guarantee to every child an elementary education and will regulate child labor.

The ayes and noes being demanded, it was decided in the negative: ayes, 15; noes, 16; not voting, 2

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Phipps, Price, Reynolds, Scofield, Stanchfield and Taylor—15.

Noes—Senators Apple, Connor, Falconer, Greene, Horn, Kingston, Koenitzer, Kroeger, MacBride, Mead, Nash, Persons, Pratt, Voss, Woodnorth and Yahr—16.

The bill was then ordered to a third reading.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 20; noes, 10; not voting, 3.

The vote was as follows:

Ayes.—Senators Apple, Conner, Falconer, Greene, Horn, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Nash, Persons, Pratt, Reynolds, Scofield, Stanchfield, Voss, Woodnorth and Yahr—20.

Noes.—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Miller, Phipps, Price, and Taylor—10.

Senator Kennedy was paired with Senator Kidd, the former would have voted in the affirmative and the latter in the negative.

No. 10, A.,

A bill relating to public printing and amendatory of section 344 of chapter 20, of the revised statutes,

Was ordered to a third reading.

The ayes and noes being demanded, it was decided in the affirmative. Ayes, 19; noes, 11; not voting, 3.

The vote was as follows:

Ayes—Senators Apple, Conner, Falconer, Greene, Horn, Kempf, Kingston, Koenitzer, Kroeger, MacBride, Mead, Nash, Persons, Pratt, Reynolds, Scofield, Voss, Woodnorth, and Yahr—19.

Noes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Main, Miller, Phipps, Price, Stanchfield and Taylor—11.

Senator Kennedy was paired with Senator Kidd, the former would have voted in the affirmative and the latter would have voted in the negative.



BILLS ON THEIR ENGROSSMENT AND THIRD  
READING.

On motion of Senator MacBride,  
No. 18, S.,

A bill to repeal chapter 456, of the general laws of 1887,  
as amended by chapter 414, of the laws of 1889, relating to  
game and fish.

Was laid over.

On motion of Senator Koenitzer,  
No. 24, S.,

A bill to provide for discharging mortgages of record in  
certain cases.

Was recommitted to the committee on Judiciary.

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ADJOURNMENT.

On motion of Senator Voss,  
The senate adjourned.

WEDNESDAY, FEBRUARY 4, 1891.

Senate met.

President in the chair.

Prayer by the Rev. H. A. Wilkinson.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Scofield, Stanchfield, Taylor, Voss Woodnorth and Yahr—32

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The journal of yesterday was approved.

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### BILLS INTRODUCED.

Read first and second times and referred:

By Senator Kroeger:

No. 59, S.,

A bill relating to the Bohemian Roman Catholic Central Union, of the state of Wisconsin, and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, of the laws of 1883, and chapter 458, of the laws of 1885, and chapter 42, of the laws of 1887, and chapter 534, of the laws of 1887, all embraced in section 1953 b, of Sanborn & Berryman's Annotated Statutes of Wisconsin.

To committee on State Affairs.

By Senator Kroeger:

No. 60, S.,

A bill to repeal chapter 478 of the laws of Wisconsin, approved April 4th, 1887, entitled, "An act relating to practice in circuit courts of the state of Wisconsin:

To committee on Judiciary.

By Senator Kempf:

No. 61, S.,

A bill to define the liabilities of persons, companies and corporations, in relation to damages sustained by their employees.

To committee on Judiciary.

By Senator Horn:

No. 62, S.,

A bill to amend chapter 99, of the laws of 1885, entitled, "an act to incorporate the city of West Bend."

To committee on Incorporations.

By Senator Pratt:

No. 63, S.,

A bill to amend chapter 443, of the laws of 1889, amendatory of the laws of 1887, entitled, "an act to secure better preservation of game."

To committee on State Affairs.

By Senator Woodnorth:

No. 64, S.,

A bill to provide for an appeal from the award of damages for the laying out, widening, altering or discontinuing of highways.

To committee on Judiciary.

By Senator Nash:

No. 65, S.,

A bill authorizing the justice of the peace elected in the third ward of the city of Two Rivers, to keep his office in the second ward of said city.

To committee on Judiciary.

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## REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,

No. 11, S.,

A bill to provide for the election, duties, and salary of the register of probate for Winnebago county, Wis.

Have had the same under consideration, and have instructed me to report the same back with an amendment and recommend its passage when so amended.

No. 10, S.,

A bill to repeal chapter 202, laws of 1887, entitled, "An act to provide for the appointment and duties of the register of probate of Winnebago county," and also to repeal chapter 214, laws of 1889, entitled, "An act to provide a salary for the register of probate of Winnebago county."

With the recommendation that it be indefinitely postponed.

M. C. MEAD,  
Acting chairman.

The committee on Federal Relations to whom was referred

Jt. Res. No. 2, A.,

Instructing Wisconsin members of congress to vote against the federal election bill,

Have had the same under consideration and have instructed me to report the same back to the senate, with an amendment and with the recommendation, that the joint resolution be concurred in when so amended.

R. J. MACBRIDE,

Chairman.

Senator Clawson of the committee agrees to the amendment proposed by the committee on Federal Relations, but dissents from the report of the committee recommending concurrence in said joint resolution when so amended.

P. J. CLAWSON.

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The committee on Claims to whom was referred

No. 5, S.,

A bill to appropriate money for the purchase of stationery for the use of the state,

No. 22, S.,

A bill appropriating money to the Wisconsin Veteran's Home at Waupaca.

No. 23, S.,

A bill directing the state treasurer to credit certain moneys to the Chicago, St. Paul, Minneapolis & Omaha Railway Co., for excess of taxes heretofore paid.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do pass.

WM. F. NASH,

Chairman.

The committee on Education, to whom was referred,

No. 36, A.,

A bill to authorize Union school district of the city and town of Ripon to borrow money to build and equip a school building the city of Ripon, Wisconsin,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

R. C. FALCONER,

Chairman.

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## EXECUTIVE COMMUNICATIONS.

MADISON, WIS., FEBRUARY 3d, 1891.

*To the Honorable, the Senate:*

I have the honor to report, that with the advice and consent of the senate, I will appoint Jeremiah Dobbs, of Ripon

as commissioner of the board of labor, census and industrial statistics, for the unexpired term of four years, from the first Monday in February, A. D. 1891, vice Henry M. Stark, resigned.

GEO. W. PECK,  
Governor.

The confirmation of the executive appointment was unanimous.

The ayes and noes being required it was decided in the affirmative: ayes, 32; noes, 0; not voting, 1.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Scofield, Stanchfield, Taylor, Voss, Woodnorth and Yahr.—32.

#### EXECUTIVE CHAMBER,

MADISON, WIS., February 3, 1891.

*To the Honorable, the Senate:*

I have the honor to report that with the advice and consent of the senate, I will appoint A. M. Kersten, of De Pere, supervisor of inspectors of illuminating oils, for the unexpired term of two years from the first day of April, A. D. 1890, vice James T. Reeve, resigned.

GEO. W. PECK.

The confirmation of the executive appointment was unanimous.

The ayes and noes being required, it was decided in the affirmative: ayes, 32; noes, 0.

The vote was as follows:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Connor, Falconer, Greene, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Scofield, Stanchfield, Taylor, Voss, Woodnorth and Yahr—32.

#### RESOLUTIONS CONSIDERED.

On motion of Senator Mead,  
Jt. Res. 15, S.,

Proposing an amendment to section 5, of article 1, of the constitution of the state of Wisconsin, relating to jury trials,

Was referred to the Judiciary committee.



## BILLS READY FOR A THIRD READING.

No. 1, A.,

A bill to repeal chapter 519, of the laws of the state of Wisconsin for the year 1889, entitled "an act concerning the education and employment of children,"

Was read a third time and concurred in.

The ayes and noes being demanded, it was decided in the affirmative; ayes, 21; noes, 11; not voting, 1.

The vote was as follows:

Ayes — Senators Apple, Conner, Falconer, Greene, Horn, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Nash, Persons, Pratt, Reynolds, Scofield, Stanchfield, Voss, Woodnorth and Yahr — 21.

Noes — Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Miller, Phipps, Price and Taylor — 11.

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No. 10, A.,

A bill relating to public printing and amendatory of section 344 of chapter 20 of the revised statutes.

Was read a third time and concurred in.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 18, S.,

A bill to repeal chapter 456, of the general laws of 1887, as amended by chapter 414, of the laws of 1889, relating to game and fish,

Was on motion of Senator Clawson,

Re-committed to the committee on State Affairs.

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## SPECIAL ORDER.

Being the contest of Senators Scofield — Fetzer.

Senator Lees moved that the majority report of the committee on Privileges and Elections be adopted; that John Fetzer be declared elected senator from the first senatorial district, and entitled to the seat now held by Edward Scofield.

Which motion prevailed.

The ayes and noes being required, it was decided in the affirmative; ayes, 17, noes, 14; not voting, 2.

The vote was as follows:

Ayes—Senators Apple, Conner, Falconer, Greene, Horn, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Persons, Pratt, Voss, Woodnorth and Yahr—17.

Noes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Phipps, Price, Reynolds, Stanchfield and Taylor—14.

Senator Kennedy was paired with Senator Scofield, the former would have voted in the affirmative and the latter in the negative.

Senator Fetzer appeared at the bar of the senate and took the oath of office, and the sitting member, Senator Scofield, arose and escorted Senator Fetzer to the chair of the senator of the first.

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#### ADJOURNMENT.

On motion of Senator Yahr,  
The senate adjourned.

THURSDAY, FEBRUARY 5, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. Dr. Wilkinson.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 32.

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#### LEAVE OF ABSENCE

Leave of absence was granted to Senator Reynolds, indefinitely.

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The Journal of yesterday was approved.

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The president announced that he had appointed, on the part of the senate, Senators Horn, Kingston, Apple and Avery on the joint committee, provided for by Jt. Res. No. 5, A.

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#### COMMUNICATIONS TO THE SENATE.

By Senator Lees:

OFFICE OF LUMBER INSPECTOR,  
*District No. 9,*  
ALMA, WISCONSIN.

*To the Legislature of the State of Wisconsin:*

GENTLEMEN — Herewith please find statement of logs

scaled under my supervision during the seasons of 1889 and 1890, all of which passed through Beef Slough:

1889.	Feet.
Total scaled under my supervision.....	14,536,730
Total scaled by Mississippi River Logging Co.....	23,750,690
Total scaled at Beef Slough.....	38,287,420

1890.	Feet.
Total scaled under my supervision.....	57,124,580
Total scaled by Mississippi River Logging Co.....	92,806,610
Total scaled at Beef Slough.....	149,931,190

Yours respectfully,  
JOHN BURGESS,  
Inspector.

### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Mead:

No. 66, S.,

A bill to amend the charter of the city of Plymouth, and the acts amendatory thereof.

To committee on Incorporations.

By Senator Main:

No. 67, S.

A bill to amend section 3964, of the revised statutes of 1878, and to amend section 3965 of the revised statutes of 1878, as amended by chapter 201, of the laws of 1887, relating to guardians and wards.

To committee on Judiciary.

By Senator Kroeger:

No. 68 S.,

A bill to authorize the common council of the city of Milwaukee to appropriate to the assessors of the fourteenth and sixteenth wards of the city of Milwaukee, certain sums of money.

To the Milwaukee Delegation.

By Senator Koenitzer:

No. 69, S.,

A bill to provide that mortgages of real property shall be null and void in certain cases.

To committee on Judiciary.

By Senator Joiner:

No. 70, S.,

A bill to amend section 329 of the Revised Statutes relating to the publication of the laws.

To committee on Printing.

By Senator Voss:

No. 71, S.,

A bill to repeal chapter 348 of the laws of the state of Wisconsin, for the year 1885, entitled, "an act relating to the compensation of newspapers for publishing state laws."

To committee on Printing.

By Senator Connor:

No. 72, S.,

A bill to provide for the assessment of mortgages and for the collection of taxes thereon.

To the committee on Assessment and Collection of Taxes.

By Senator Pratt:

No. 73, S.,

A bill for the protection of fish in the waters of the Wolf river, the Fox river, from the mouth of the Wolf to the dam at Depere, and lakes Winnebago. Poygan, Winneconne, and Butte des Morts.

To committee on State Affairs.

By Senator Kingston:

No. 74, S.,

A bill to amend section 700, chapter 37, of the revised statutes of 1878, relating to county officers.

To committee on Judiciary.

By Senator Kingston:

No. 75, S.,

A bill to amend sub-division 5, of section 1828, of the revised statutes, regarding additional corporate powers.

To committee on Railroads.

By Senator Kingston:

No. 76, S.,

A bill to amend chapter 255, of the general laws of 1889 entitled, "an act relating to highways and to define more specifically the rights of abutting owners.

To committee on Railroads.



By Senator Kingston:

No. 77, S.,

A bill to authorize the location and construction of railroads in tunnels or underways, and to authorize condemnation of right-of-way therefor.

To committee on Railroads.

By Senator Avery:

No. 78, S.,

A bill to amend chapter 21, of the laws of 1882, entitled, "an act to incorporate the city of Baraboo," and the acts amendatory thereof.

To committee on Incorporations.

By Senator Bechtner:

No. 79, S.,

A bill to prevent and punish frauds in sales of wearing apparel at public or private sale by itinerant venders and to regulate such sales.

To committee on Judiciary.

By Senator Bechtner:

No. 80, S.,

A bill to appropriate the sums of money herein named to the charitable, reformatory and penal institutions.

To committee on Charitable and Penal Institutions.

By Senator Bechtner:

No. 81, S.,

A bill to amend section 16 of chapter 377 of the laws of 1885, as amended by section 2 of chapter 144 of the laws of 1889, relating to the state public school.

To committee on Charitable and Penal Institutions.

By Senator Bechtner:

No. 82, S.,

A bill to authorize the state board of supervision to purchase a tract of land adjoining the school for the blind, and appropriating money therefor.

To committee on Charitable and Penal Institutions.

By Senator Bechtner:

No. 83, S.,

A bill to appropriate a certain sum of money therein named to the Wisconsin School for the Deaf.

To committee on Charitable and Penal Institutions.

By Senator Price:

No. 84, S.,

A bill relating to the swamp lands in the county of Jackson, and to make an appropriation therefor.

To committee on State Affairs.

By Senator Price:

No. 85, S.,

A bill to appropriate a certain sum of money therein named to the State Public School.

To committee on Charitable and Penal Institutions.

By Senator Price:

No. 86, S.,

A bill to amend chapter 163, of the general laws of this state for the year 1885, entitled, "An act to amend chapter 4, of the laws of Wisconsin, for the year 1883, entitled, 'An act to incorporate the city of Black River Falls.'"

To committee on Incorporations.

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## REPORTS OF COMMITTEES.

The committee on Judiciary to whom was referred,  
No. 20, S.,

A bill to legalize the laying out and locating a certain highway in the county of Jefferson.

Have had the same under consideration and have instructed me to report the same back with the recommendation that it be indefinitely postponed on the ground that it is unconstitutional.

M. C. MEAD,  
Acting Chairman.

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## EXECUTIVE COMMUNICATIONS.

EXECUTIVE CHAMBER,  
MADISON, Wis.,  
February 5th, 1891.

*To the Honorable, the Senate:*

I have the honor to report that by and with the approval of the senate, I will appoint John W. Hume, of Oshkosh,

Geo. W. Cate, of Stevens Point, and Jacob Mendel, of Milwaukee, as members of the Board of Regents of Normal Schools for the term of three years, commencing on the first Monday of February, A. D. 1891.

GEO. W. PECK.

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The confirmation of the executive appointments was unanimous.

The ayes and noes being required, it was decided in the affirmative: ayes, 32; noes, 0; not voting, 1.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr—32.

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## RESOLUTIONS CONSIDERED.

Amendments to

Jt. Res. No 2, A.,

Instructing Wisconsin members of congress to vote against the Federal Election bill,

Were adopted and the resolution as amended was concurred in.

The ayes and noes being demanded, it was decided in the affirmative; ayes, 19, noes 13, not voting 1.

The vote was as follows:

Ayes — Messrs. Apple, Conner, Falconer, Fetzer, Green, Horn, Kennedy, Kingston, Koenitzer, Krøeger, Lees, MacBride, Mead, Nash, Persons, Pratt, Voss, Woodnorth and Yahr.—19.

Noes — Messrs. Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Phipps, Price, Stanchfield and Taylor.—13.

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The title was amended to read as follows:

Jt. Res. No. 2, A.,

That our senators in congress be and they are hereby instructed, and our representatives in congress are hereby requested to oppose, by their votes and influence, the measure

commonly known as the "Federal Election Bill," now pending in the senate of the United States.

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### BILLS ON THEIR THIRD READING.

No. 36, A.,

A bill to authorize Union school district, of the city and town of Ripon, to borrow money to build, and equip a school building, in the city of Ripon, Wisconsin,  
Was ordered to a third reading.

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### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 5, S.,

A bill to appropriate money for the purchase of stationery for the use of the state,

No. 22, S.

A bill appropriating money to the Wisconsin Veteran's Home at Waupaca,

No. 23, S.,

A bill directing the state treasurer to credit certain moneys to the Chicago, St. Paul, Minneapolis & Omaha Railway Co., for excess of taxes heretofore paid,

Were severally ordered engrossed and read a third time.

No. 10, S.,

A bill to repeal chapter 202, laws of 1887, entitled, "An act to provide for the appointment and duties of the register of probate of Winnebago county," and also to repeal chapter 214, laws of 1889, entitled, "An act to provide a salary for the register of probate of Winnebago county,"

Was indefinitely postponed.

The amendments to

No. 11, S.,

A bill to provide for the election, duties, and salary of the register of probate for Winnebago county,

Were adopted and the bill ordered to a third reading.

The title was amended to read as follows:

No. 11, S.,

A bill to repeal chapter 202, laws of 1887, entitled "an act to provide for the appointment and duties of the register of

probate of Winnebago county, and also to repeal chapter 214, of the laws of 1889, entitled "an act to provide a salary for the register of probate of Winnebago county, and to provide for the election, duties and salary of the register of probate for Winnebago county, Wisconsin."

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#### ADJOURNMENT.

On motion of Senator Pratt, .  
The senate adjourned.



FRIDAY, FEBRUARY 6, 1891.

The senate met.

The president pro tem in the chair.

Prayer by the Rev. Dr. Wilkinson.

The roll was called and the following senators answered to their names:

Senators Apple, Burdge, Clawson Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Persons, Phipps, Pratt, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr—27.

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The journal of yesterday was approved.

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#### LEAVE OF ABSENCE :

Was granted to Senators Avery, Betchner, Reynolds and Nash until Tuesday.

To Senators Miller and Pratt until Wednesday.

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#### LETTERS, PETITIONS, ETC.

By Senator MacBride:

Pet. No. 4, S.,

Petition of C. M. Keach and others, residents of Black River Falls, against the passage of bill No. 86, S., to amend the city charter of the city of Black River Falls.

To committee on Incorporations.

By Senator Main:

Pet. No. 5, S.,

Petition of Louis H. Head, medical superintendent Wisconsin state hospital for the insane, and 47 others, for the establishment of an institution for the feeble minded.

To committee on Charitable and Penal Institutions.

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## COMMUNICATIONS TO THE SENATE.

By Senator Taylor:

*To the Honorable, the Legislature of Wisconsin:*

Pursuant to the requirements of the statutes of Wisconsin I herewith respectfully report the amount of logs, timber and lumber measured by me for the two years ending on this date, to wit: Eight million five hundred and ten thousand seven hundred and forty-eight feet (8,510,748). I take the liberty of calling attention to the provisions of chapter 266 of the laws of Wisconsin for the year 1885 requiring loggers to make reports at this office, etc. This is practically a dead letter for the reason that no penalties are imposed for a non-compliance with the law, and no person engaged in cutting logs in this district has ever made any report of any kind.

The great bulk of the logging and lumbering in this district is done by non-residents, who do not pretend to pay any attention to the requirements of the laws of Wisconsin that can be avoided. And I respectfully suggest that a more stringent statute be enacted that will meet the requirements of the case.

None of the logs cut on the St. Croix and its tributaries are ever scaled by Wisconsin scalers, after entering the limits of the St. Croix Boom Company, and if this is a proper subject for state control, laws that can be enforced should, in my judgment, be enacted.

The logs in this district that are floated to market, necessarily run into the boom at Stillwater, Minn., for scaling, assorting and delivery, which boom is owned, operated and controlled by Minnesota parties. The logs are scaled exclusively by officials of the state of Minnesota, and under the present statutes of Wisconsin, there seems to be no remedy.

And I respectfully call attention to the fact that the fees allowed by chapter 266, laws of 1885, (3 cents per thousand feet) is not a reasonable compensation therefor. Mileage in my judgment should be allowed when required to travel 25 miles or more to scale logs or lumber, as an inspector is sometimes called upon to travel quite a long distance to

scale a small lot of logs, the fees for which would likely not pay the expense of the trip.

Dated Hudson, Wis., Jan. 24th, 1891.

ROBT. DOWNEND,  
Inspector of Logs and Lumber,  
4th Wis. District.

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### RESOLUTIONS INTRODUCED.

By Senator Phipps:

Jt. Res. No. 16, S.,

*Resolved by the senate, the assembly concurring:* That when the legislature adjourn it be until next Tuesday morning at 10 o'clock.

Adopted.

By Senator Bechtner:

Jt. Res., No. 17, S.

*Resolved by the senate, the assembly concurring,* That section 23, of article 4, of the constitution of the state of Wisconsin, be amended by striking out the words, "but one system," where they occur therein and inserting in lieu thereof the word "systems," so that when so amended said section will read as follows:

Section 23. The legislature shall establish systems of town and county government, which shall be as nearly uniform as practicable.

Lies over.

By Senator Kingston:

Jt. Res. No. 18, S.,

*Resolved by the senate, the assembly concurring,* That the sergeant-at-arms of the senate is hereby authorized and directed to employ a night laborer for the senate chamber, and place his name upon the senate pay roll.

Lies over.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Mead:

No. 87, S.,

A bill to provide for the purchase and distribution of Sanborn & Berryman's Annotated Statutes, and to appropriate money therefor.

To committee on Claims.

By Senator Woodnorth:

No. 88, S.,

A bill to provide for a State Board of World's Fair Managers of Wisconsin, and to make an appropriation therefor.  
To committee on State Affairs.

By Senator Falconer:

No. 89, S.,

A bill to exempt property in possession of a devisee or legatee in certain cases from the claims of creditors.  
To committee on Judiciary.

By Senator Phipps:

No. 90, S.,

A bill to legalize the acts of D. J. Foster, a justice of the peace in and for St. Croix county.  
To committee on Judiciary.

By Senator Lees:

No. 91, S.,

A bill to repeal chapter 339, of the laws of 1889, providing for the relief of indigent or needy union soldiers and others.  
To committee on Military Affairs.

By Senator Lees:

No. 92, S.,

To appropriate to John Fetzer a sum of money therein named.  
To committee on Claims.

By Senator Greene:

No. 93, S.,

A bill to correct an error in the levy and collection of state tax, of the county of Jefferson, for the year 1889.  
To committee on Claims.

By Senator Apple:

No. 94, S.,

A bill in relation to the swamp, wet and overflowed land in township five, north, of range twenty, east, in the county of Waukesha, lying between the low water mark line of Great Muskego lake in said township, as said line existed prior to January 1st, 1888, and the present low water mark line of said lake.

To committee on State Affairs.

By Senator Apple:

No. 95, S.,

A bill in relation to the swamp, wet and overflowed lands in township four north, of range twenty, east, in the county of Racine, lying between the low water mark line of Wind lake, in said township as said line existed prior to January 1st, 1888, and the present low water mark line of said lake.

To committee on State Affairs.

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## REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 50, S.,

A bill relating to the disposition of homesteads and amendatory of section 2280, chapter 103, revised statutes.

No. 58, S.,

A bill to provide for the times of holding the general term of the circuit court for the sixth judicial circuit.

No. 65, S.,

A bill to authorize the justice of the peace elected in the third ward of the city of Two Rivers, to keep his office in the second ward of said city.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do pass.

No. 60, S.,

A bill to repeal chapter 478 of the laws of Wisconsin of 1887, entitled, "An act relating to practice in circuit courts of the state of Wisconsin."

With the recommendation that it be indefinitely postponed.

No. 21, S.,

A bill to amend section 1346, revised statutes, relating to tunnels,

With an amendment, and recommend its passage when so amended.

M. C. MEAD,  
Acting Chairman.

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The committee on Manufactures and Commerce to whom was referred

No. 19, S.,

A bill to prevent deception in the sale and use of imitation of dairy products.

Have had the same under consideration, and have in-



structed me to report the same back with amendments, and recommend that the same do pass when so amended.

HERMAN KROEGER.

Chairman.

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The committee on Engrossed Bills, to whom was referred  
No. 5, S.,

A bill to appropriate money for the purchase of stationery for the use of the state.

No. 22, S.,

A bill appropriating money to the Wisconsin Veteran's Home at Waupaca.

No. 11, S.,

A bill to provide for the election, duties, and salary of the register of probate for Winnebago county,

Have examined and find the same correctly engrossed.

F. T. YAHR,

Chairman.

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The committee on Incorporations to whom was referred,  
No. 41, S.,

A bill to vacate a part of Elm street in the city of West Bend.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 9, S.,

A bill to create and maintain a dam on Little Wolf river, in Waupaca county.

With an amendment, with the recommendation that the bill do pass when so amended.

No. 39, S.,

A bill to authorize the common councils of each and all of the incorporated cities within this state to fix the number of assessors therein.

With the recommendation that the same be re-committed to the committee on Assessment and Collection of Taxes.

R. J. MACBRIDE,

Chairman.

So ordered as to No. 39, S.

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The committee on Education to whom was referred  
Jt. Res. No. 12, S.,

Agreeing to a proposed amendment to section one (1) of article ten (10) of the constitution of the state of Wisconsin,

Have had the same under consideration and have instructed me to report the same back with the recommendation that it do pass.

R. C. FALCONER,  
Chairman.

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## COMMUNICATION TO THE LEGISLATURE.

DEPARTMENT OF STATE,  
MADISON, Wis., February 6th, 1891.

HON. J. P. HUME,  
*Chief Clerk, Senate:*

SIR,—I have the honor to transmit herewith statement of the population of Wisconsin by counties, census 1890, this day received from Hon. R. P. Porter, superintendent of the census, in response to joint resolution No. 11, S., requesting such statistics, with further information that data relating to population of cities and towns will be furnished as soon as compiled by census bureau.

Very respectfully,  
T. J. CUNNINGHAM,  
Secretary of State.

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### *Statement of Population of Wisconsin, by Counties, Census 1890.*

Adams.....	6,889
Ashland .....	20,063
Barron .....	15,416
Bayfield .....	7,390
Brown.....	39,164
Buffalo .....	15,997
Burnett.....	4,393
Calumet .....	16,639
Chippewa.....	25,143
Clark.....	17,708
Columbia .....	28,350
Crawford .....	15,987
Dane.....	59,578
Dodge .....	44,984
Door.....	15,682
Douglas.....	13,468
Dunn.....	22,664
Eau Claire.....	30,673
Florence .....	2,604
Fond du Lac .....	44,088
Forest .....	1,012
Grant .....	36,651
Green .....	22,732
Green Lake .....	15,163
Iowa.....	22,117
Jackson .....	15,797
Jefferson .....	33,530
Juneau .....	17,121

Kenosha .....	15,581
Kewaunee .....	16,153
La Crosse .....	38,801
La Fayette.....	20,265
Langlade .....	9,465
Lincoln .....	12,008
Manitowoc.....	37,831
Marathan .....	30,369
Marinette .....	20,304
Marquette .....	9,676
Milwaukee.....	236,101
Monroe .....	23,211
Oconto .....	15,009
Oneida... ..	5,010
Outagamie....	38,690
Ozaukee .....	14,943
Pepin.....	6,932
Pierce.....	20,385
Polk.....	12,968
Portage.....	24,798
Price.....	5,258
Racine.....	36,268
Richland.....	19,121
Rock .....	43,220
St. Croix.....	23,139
Sauk .....	30,575
Sawyer .....	1,977
Shawano .....	19,236
Sheboygan.....	42,489
Taylor .....	6,731
Trempealeau .....	18,920
Vernon .....	25,111
Walworth .....	27,860
Washburn .....	2,926
Washington .....	22,751
Waukesha .....	33,270
Waupaca.....	26,794
Wausara.....	13,507
Winnebago .....	50,097
Wood .....	18,127
Total.....	1,686,880

Referred to committee on Apportionment.

## MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 98, A.,

A bill to incorporate the city of Tomahawk.

And has concurred in

No. 31, S.,

A bill fixing the terms of court in the fourth judicial cir-

cuit and providing for the continuation and adjournment of such terms.

Has adopted, and asks the concurrence of the Senate in  
Jt. Res., No. 11, A.,  
Providing for adjournment to Tuesday, February 10th.

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#### ASSEMBLY MESSAGES CONSIDERED.

No. 98, A.,  
Was referred to Judiciary committee.  
Jt. Res., No. 11 A.,  
Was concurred in.

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#### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 2, S.,  
To legalize the laying out and locating a certain highway in the county of Jefferson,  
Was indefinitely postponed.

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#### ADJOURNMENT.

On motion of Senator Mead,  
The senate adjourned until Tuesday morning at 10 o'clock.

TUESDAY, FEBRUARY 10th, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. W. L. Voelkner.

The roll was called and the following senators answered to their names:

Senators Apple, Bechtner, Burdge, Clawson, Conner, Fetzner, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 28

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The journal of Friday was approved.

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#### LEAVE OF ABSENCE

Was granted Senators Falconer, Miller, Nash, and Avery, until Wednesday morning.

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#### LETTERS, PETITIONS, ETC.

By Senator MacBride:

Pet. No. 6, S.,

Petition of William Smathers and other citizens of Jackson county, against the passage of bill No. 86, S., to amend the charter of the city of Black River Falls.

To committee on Incorporations.

By Senator MacBride:

Pet. No. 7, S.,

Petition of Oscar H. Merrill and other citizens of Jackson



county, against the passage of bill No. 86, S., to amend the charter of the city of Black River Falls.

To committee on Incorporations.

By Senator MacBride:

Pet. No. 8, S.,

Petition of G. W. Quackenbush and other citizens of Jackson county, against the passage of bill No. 86, S., to amend the charter of the city of Black River Falls.

To committee on Incorporations.

By Senator MacBride:

Pet. No. 9, S.,

Petition of Henry Nalop and other citizens of Jackson county against the passage of bill No. 86, S., to amend the charter of the city of Black River Falls.

To committee on Incorporations.

By Senator MacBride:

Pet. No. 10, S.,

Petition of A. R. Ellison and other citizens of Jackson county, against the passage of bill No. 86, S., to amend the charter of the city of Black River Falls.

To committee on Incorporations.

By Senator MacBride:

Pet. No. 11, S.,

Petition of A. J. Blakesley and other citizens of Jackson county, against the passage of bill No. 86, S., to amend the charter of the city of Black River Falls.

To committee on Incorporations.

By Senator Woodnorth:

Pet. No 12, S.,

Petition of D. E. Wescott, and other citizens of Shawano, in favor of an institution for feeble minded children.

To committee on Charitable and Penal Institutions.

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## BILLS INTRODUCED.

Read first and second times and referred.

By Senator Koenitzer:

No. 96, S.,

A bill relating to furnishing supplies of food and provisions for charitable and other institutions in the county of Milwaukee.

To Milwaukee Delegation.

By Senator Reynolds:

No. 97, S.,

A bill to provide more adequate facilities of physical and professional training at the Platteville and Whitewater normal schools.

To committee on Education.

By Senator Main:

No. 98, S.,

A bill relating to the relief and support of the poor, and amendatory of chapter 63, of the revised statutes of 1878.

To committee on State Affairs.

By Senator Voss:

No. 99, S.,

A bill to authorize George Clayton and Charles E. Parker to construct and maintain a dam across the Eau Claire river, in Marathon county.

To committee on State Affairs.

By Senator Clawson:

No. 100, S.,

A bill to prevent incompetent persons from commencing the practice of medicine in the state of Wisconsin.

To committee on Judiciary.

By Senator Bechtner:

No. 101, S.,

A bill to amend section 18, of chapter 377, of the laws of 1885, relating to the commitment of dependent children.

To committee on Charitable and Penal Institutions.

By Senator Persons:

No. 102, S.,

A bill fixing the amount the state may pay for contesting a seat in the legislature.

To committee on Legislative Expenditures.

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## REPORTS OF COMMITTEES.

The committee on Engrossed Bills have examined and find correctly engrossed

No. 23, S.,

A bill directing the state treasurer to credit certain mon-

ews to the Chicago, St. Paul, Minneapolis & Omaha Railway Co., for excess of taxes heretofore paid.

F. T. YAHR,  
Chairman.

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### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has adopted and asks the concurrence of the senate in

Jt. Res. No. 4, A.,

Authorizing the appointment of a joint committee to investigate the affairs of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Co.,

And has concurred in the senate amendments to

Jt. Res. No. 2, A.,

That our senators in congress be, and they are hereby instructed, and our representatives in congress are hereby requested to oppose by their votes and influence the measure commonly known as the Federal election bill, now pending in the senate of the United States.

Jt. Res. No. 3, A.,

Fixing time for receiving new business.

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### ASSEMBLY MESSAGES CONSIDERED.

Jt. Res. No. 4, A.,

Authorizing the appointment of a joint committee to investigate the affairs of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Co.,

Was laid over.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 12, S.,

Agreeing to a proposed amendment to section 1 of article 10, of the constitution of the state of Wisconsin,

Jt. Res. No. 17, S.,

Providing for an amendment to section 23, article 4, of the constitution of the state of Wisconsin,

Were recommitted to the committee on Judiciary.

Jt. Res. No. 18, S.,

Providing for the hiring of a night laborer for the senate,  
Was adopted.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 26; noes, 2; not voting, 5.

The vote was as follows:

Ayes — Senators Apple, Bechtner, Conner, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—26.

Noes — Senators Burdge and Clawson — 2.

Not voting — Senators Avery, Falconer, Miller, Nash and Pratt—5.

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#### BILLS READY FOR A THIRD READING.

No. 5, S.,

A bill to appropriate money for the purchase of stationery for the use of the state,

Was read a third time and passed.

The ayes and noes being required it was decided in the affirmative: ayes, 28; noes, 0; not voting, 5.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Burdge, Clawson, Conner, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr.—28.

Not voting—Senators Avery, Falconer, Miller, Nash and Pratt—5.

No. 11, S.,

A bill to provide for the election, duties, and salary of the register of probate for Winnebago county,

Was read a third time and passed.

No. 22, S.

A bill appropriating money to the Wisconsin Veteran's Home at Waupaca,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 28; noes, 0; not voting, 5.

The vote was as follows:

Ayes — Senators Apple, Bechtner, Burdge, Clawson, Con-

ner, Fetzner, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—28.

Not voting — Senators Avery, Falconer, Miller, Nash and Pratt — 5.

No. 36, A.,

A bill to authorize Union school district, of the city and town of Ripon, to borrow money to build, and equip a school building, in the city of Ripon, Wisconsin,

Was concurred in.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 9, S.,

A bill to create and maintain a dam on Little Wolf river Waupaca county,

Was recommitted to committee on Incorporations.

No. 19, S.,

A bill to prevent deception in the sale and use of imitation of dairy products,

Was recommitted to the committee on Judiciary.

The amendments to

No. 21, S.,

A bill to amend section 1346 of the revised statutes relating to tunnels,

Were adopted and the bill ordered engrossed and read a third time.

No. 41, S.,

A bill to vacate a part of Elm street in the city of West Bend,

Was recommitted to the committee on Judiciary.

No. 50, S.,

A bill relating to the disposition of homesteads and amendatory of section 2280, chapter 103, revised statutes,

No. 65, S.,

A bill authorizing the justice of the peace elected in the third ward of the city of Two Rivers, to keep his office in the second ward of said city,

Were ordered engrossed and read a third time.

No. 58, S.,

A bill to provide for the times of holding the general term of the circuit court in the sixth judicial circuit,

Was laid over until Friday, February 13th.



No. 60, S.,

A bill to repeal chapter 478, of the laws of Wisconsin of 1887, entitled, "an act relating to practice in circuit courts of the state of Wisconsin,"

Was indefinitely postponed.

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ADJOURNMENT.

On motion of Senator Conner,  
The senate adjourned.

WEDNESDAY, FEBRUARY 11th, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. W. L. Voelkner.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 31

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The Journal of yesterday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senators Nash and Pratt until Thursday morning.

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#### COMMUNICATIONS TO THE LEGISLATURE.

*To the President of the Senate:*

I hereby tender my resignation as chairman of the committee on Roads and Bridges.

ADAM APPLE.

Madison, Feb. 11, 1891.

The resignation was accepted.

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*To the President of the Senate:*

I hereby tender my resignation as a member of the committee on Enrolled Bills.

WALTER S. GREENE

Madison, Feb. 11, 1891.

The resignation was accepted.

## LETTERS, PETITIONS, ETC.

By Senator Phipps:

Pet. No. 13, S.,

Petition of citizens of Ellsworth, praying for the establishment of a home for the feeble-minded.

To committee on Charitable and Penal Institutions.

By Senator Fetzer:

Pet. No. 14, S.

Petition of W. L. Damkoehler and others, of the county of Door, state of Wisconsin, asking to provide a suitable institution for the feeble minded persons of this state.

To committee on Charitable and Penal Institutions.

By Senator MacBride:

Pet. No. 15, S.,

Petition and letter of H. E. Burt, of Jackson county, in favor of the passage of bill No. 86, S., to amend the charter of the city of Black River Falls.

To committee on Incorporations.

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RESOLUTIONS INTRODUCED.

By Senator Greene:

Res. No. 10, S.,

*Resolved*, That to supply the vacancies now existing in the standing committees of the senate:

1. Senator John Fetzer be and he is hereby appointed to serve upon the following committees:

Chairman of committee on Roads and Bridges, also a member of the committee on Enrolled Bills.

2. That Senator William Miller be and he is hereby appointed to serve as a member of the committee on Military Affairs.

3. That Senator John J. Kempf be and he is hereby appointed to serve as a member of the committee on Railroads.

Adopted.

By Senator Clawson:

Res. No. 11, S.,

WHEREAS, His Excellency, Geo. W. Peck, Governor of this state, in his message to the legislature at the opening of the present session, called attention to the law which requires the State Treasurer to keep the funds of the state in the vaults of the treasury, and,

WHEREAS, It has been officially announced by his Excellency, the Governor, that the State Treasurer, John Hanner, "has received from the banks interest on the public funds therein," and,

WHEREAS, It appears from said official statement of his Excellency, the Governor, that the State Treasurer has loaned the public funds to certain banks, and, therefore,

*Resolved*, That the Hon. John Hunner, state treasurer, be, and he is hereby respectfully requested to communicate to the senate in writing, at the earliest possible time, a full and complete statement showing the amount of money in the state treasury on the first day of February, 1891, and the amount of money actually in the vault of the state treasury on that day; the amount belonging to each fund;

The amount loaned from each fund;

The conditions of each loan;

The names and location of each bank, person or corporation to whom the same may be loaned;

The rate of interest at which the same is loaned;

The kind and amount of security taken therefor, and by what authority of law said John Hunner, state treasurer, has loaned said public funds.

Lies over.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Bechtner:

No. 103, S.,

A bill to authorize the State Board of Supervision to purchase a tract of land adjoining the Northern Hospital for the Insane, and to appropriate money therefor.

To committee on Charitable and Penal Institutions.

By Senator Phipps:

No. 104, S.,

A bill to establish a ferry across Lake St. Croix, at Hudson.

To committee on Incorporations.

By Senator Falconer:

No. 105, S.,

A bill providing the punishment of death for convicts imprisoned for life who commit murder during such imprisonment.

To committee on Judiciary.

By Senator Falconer:

No. 106, S.,

A bill to authorize the city of Columbus to issue bonds to build and equip a school house in said city.

To committee on Incorporations.

By Senator Joiner:

No. 107, S.,

A bill to suppress foul brood among bees, and making an appropriation therefor.

To committee on State Affairs:

By Senator Kingston:

No. 108, S.,

A bill fixing the time in which it shall be unlawful to hunt wild deer in Ashland, Bayfield and Douglas counties.

To committee on State Affairs.

By Senator Kennedy:

No. 109, S.,

A bill to amend chapter 13 of the revised statutes, entitled taxation.

To committee on Assessment and Collection of Taxes.

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## REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred

No. 51, S.,

A bill relating to property exempt from execution, and amendatory of sub division 15, section 2982, chapter 130, of revised statutes,

No. 74, S.,

A bill to amend section 700, chapter 37, of the revised statutes of 1878, relating to county officers,

No. 90, S.,

A bill to legalize the acts of D. J. Foster, a justice of the peace in and for St. Croix county,

Have had the same under consideration and have instructed me to report the same back with the recommendation that they do pass.

WM. KENNEDY,

*Chairman.*

Senators Lees and Clawson dissenting as to No. 51, S.

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The committee on Engrossed Bills, have examined and find correctly engrossed the following bills:

No. 21, S.,

A bill to amend section 1346, revised statutes, relating to tunnels,

No. 50, S.,

A bill relating to the disposition of homesteads and amendatory of section 2280, chapter 103, revised statutes.

No. 65, S.,

A bill to authorize the justice of the peace elected in



the third ward of the city of Two Rivers, to keep his office in the second ward of said city.

F. T. YAHR,  
Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 31, S.,

A bill fixing the terms of court in the fourth judicial circuit, and providing for the continuation and adjournment of such terms.

WM. F. VOSS,  
Chairman.

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#### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof.

Mr. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 7, A.,

A bill granting to the United States the jurisdiction over certain lands in Sheboygan county.

No. 39, A.,

A bill to amend section 4381, of the revised statutes of 1878, as amended by chapter 368, of the laws of 1889, relating to the crime of rape.

No. 40, A.,

A bill to amend section 2, of chapter 385, of the laws of 1889, entitled, "An act relating to the discharge of insolvent debtors, who make voluntary assignment."

No. 123, A.,

A bill to fix the terms of court for the ninth judicial circuit.

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#### ASSEMBLY MESSAGE CONSIDERED.;

No. 7, A.,

Referred to committee on State Affairs.

Nos. 39, and 40, A.,

Were referred to committee on Judiciary.

On motion of Senator Main,

The rules were suspended and No 123, A., was concurred in.

## RESOLUTIONS CONSIDERED.

Jt. Res. No. 4, A.,

Authorizing the appointment of a joint committee to investigate the affairs of the Sturgeon Bay & Lake Michigan Ship Canal.

Was concurred in.

The president appointed as such committee on the part of the senate, Senators Fetzer and Conner.

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## BILLS ON THEIR THIRD READING.

No. 23, S.,

A bill directing the state treasurer to credit certain moneys to the Chicago, St. Paul, Minneapolis & Omaha Railway Co., for excess of taxes heretofore paid.

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative; ayes, 23, noes 7, not voting 3.

The vote was as follows:

Ayes — Senators. Avery, Bechtner, Burdge, Clawson, Falconer, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Krøger, MacBride, Main, Mead, Miller, Phipps, Price, Reynolds, Stanchfield, Taylor, Woodnorth and Yahr — 23.

Noes — Senators. Apple. Conner, Fetzer, Horn, Lees, Persons and Voss — 7.

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## ADJOURNMENT.

On motion of Senator Clawson,  
The senate adjourned.

THURSDAY, FEBRUARY 12, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. W. L. Voelkner.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—31.

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The journal of Wednesday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senators Conner and Kidd until Friday morning.

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#### COMMUNICATIONS TO THE LEGISLATURE.

*To the president of the senate:—*

I hereby tender my resignation as a member of the committee provided for by joint resolution No. 5, Assembly.

J. T. KINGSTON, Jr.

Resignation accepted, and the president appointed Senator Mead in place of Senator Kingston.

## LETTERS, PETITIONS, ETC.

By Senator Apple:

Pet. No. 16, S.,

Petition of Capt. John Pugh and 25 other vessel owners, praying for an investigation of the Sturgeon Bay Canal Co., to charge tolls.

To joint committee on Sturgeon Bay Canal.

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## RESOLUTIONS INTRODUCED.

By Senator Voss:

Jt. Res. No 19, S.,

*Resolved by the Senate, the Assembly concurring,* That section 4 of article XI of the constitution of this state be amended so as to read as follows:

Section 4. The legislature shall have power to pass a general banking law for the incorporation of banks, and prohibiting the carrying on of banking business unless by banking corporations organized under the laws of this state. That section 5 of said article XI *be abrogated and repealed.*

To committee on Judiciary.

By Senator Bechtner:

Jt. Res. No. 20, S.,

*Resolved by the senate, the assembly concurring,* That the chief clerk of the senate and the chief clerk of the assembly be and they are hereby authorized and instructed to cause the rules of the senate and the assembly, and the joint rules of the senate and assembly, and the manual of parliamentary practice, as published in the Blue Book to be properly and comprehensively indexed, and when so indexed printed for the use of the members and officers of the legislature.

*Further resolved,* That the sum of two hundred dollars is hereby appropriated to defray the cost of carrying out the above, from any moneys not otherwise appropriated.

Lies over.

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## BILLS INTRODUCED.

Read first and second times and referred.

By Senator Pratt:

No. 110, S.

A bill to amend chapter 278 of the general laws of 1887, relating to punishment for larceny.

To committee on Judiciary.

By Senator Pratt:

No. 111, S.,

A bill to amend the 4th sub-division of chapter 119 of the revised statutes of the state of Wisconsin, entitled "of the place of trial of civil actions," as amended by section 1 of chapter 3, of the laws of Wisconsin passed in the year 1885, entitled "an act to amend chapter 119, of the revised statutes of Wisconsin," entitled "of the place of trial of civil actions."

To committe on Judiciary.

By Senator Phipps:

No. 112, S.,

A bill to amend chapter 221 of the laws of 1883, relating to corporations.

To committee on Incorporations.

By Senator Nash:

No. 113, S.,

A bill to amend section 2331 relating to solemnizing of marriages.

To committee on Judiciary.

By Senator Nash:

No. 114, S.,

A bill to amend section 175 of the revised statutes, relating to the papers of notary public.

To committee on Judiciary.

By Senator Nash:

No. 115, S.,

A bill to amend section 2323 of the revised statutes, relating to the examination of parties under oath about to be married.

To committee on Judiciary.

By Senator Stanchfield:

No. 116, S.,

A bill to encourage the construction of the Bee Line and Superior railway.

To committee on Railroads.

By Senator Apple:

No. 117, S.,

A bill to provide for the extension and preservation of a certain system of drainage in Racine and Waukesha counties.

To committée on State Affairs.

By Senator Apple:

No. 118, S.,

A bill relating to the management of county asylums for the chronic insane.

To committee on Charitable and Penal Institutions.



By Senator Bechtner:

No. 119, S.,

A bill to authorize James Lindeman, his associates, heirs and assigns, to construct and maintain a dam across "Oak Creek," in the county of Milwaukee.

To committee on Incorporations.

By Senator Apple.

No. 120, S.,

A bill to authorize the removal of bodies buried in a certain cemetery in the town of Rochester and county of Racine.

To committee on Town and County Organizations.

By Senator Nash:

No. 121, S.,

A bill to revise and amend an act, entitled, "An act to incorporate the city of Two Rivers."

To committee on Incorporations.

By Senator Yahr:

No. 122, S.,

A bill to provide for the annual appropriation of a sum of money therein named to the Wisconsin State Cranberry Growers' association.

To committee on Claims:

By Senator Persons:

No. 123, S.,

A bill to provide for the appointment and to prescribe the duties of a state bank examiner.

To committee on Finance, Banks and Insurance.

By Senator Falconer:

No. 124, S.,

A bill entitled an act to amend section 1346 of the revised statutes relating to who may tunnel highways.

To committee on Roads and Bridges:

By Senator Falconer:

No. 125, S.,

A bill to fix the time of holding the circuit court in the county of Green Lake.

To committee on Judiciary.

By Senator Falconer:

No. 126, S.,

A bill to amend chapter 167, of the laws of 1882, entitled,

"an act to regulate the practice of pharmacy, the licensing of persons to carry on such practice, and the sale of poisons in the state of Wisconsin."

To committee on State Affairs.

By Senator Woodnorth:

No. 127, S.,

A bill to amend the charter of the city of Waupaca.

To committee on Incorporations.

By Senator Voss:

No. 128, S.,

A bill to amend chapter 414 of the laws of 1887, entitled, "An act in relation to the insuring of school property by district boards."

To committee on Finance, Banks and Banking.

By Senator Voss:

No. 129, S.,

A bill to amend chapter 373 of the laws of 1889, entitled, "An act to amend chapter 22, of the laws of 1887, entitled, 'An act to amend chapter 258, of the laws of 1883, entitled, 'An act to provide for the annual publication of railroad map and appropriating money therefor.'"

To committee on Printing.

By Senator Joiner:

No. 130, S.,

A bill to repeal chapter 368, of the laws of 1889, and chapter 193, of the laws of 1887, and section 4381 and 4382 of the revised statutes, relating to the crime of rape and providing a substitute therefor.

To committee on Judiciary.

By Senator Greene:

No. 131, S.,

A bill relating to trustees of county asylums for chronic insane.

To committee on Charitable and Penal Institutions.

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## REPORTS OF COMMITTEES.

The committee on Judiciary to whom was referred,

No. 14, S.,

A bill to repeal subdivision 5 of section 2943, of the revised statutes, relating to security for costs.

No. 19, S.,

A bill to prevent deception in the sale and use of imitations of dairy products,

Have had the same under consideration, and have in-

structed me to report the same back with amendments, and recommend their passage when so amended.

WM. KENNEDY,  
Chairman.

Senators Lees and Clawson dissenting as to No. 19, S.

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The joint committee on Charitable and Penal Institutions, to whom was referred

No. 16, S.,

A bill to abolish the State Board of Supervision and the State Board of Charities and Reform, and to create the State Board of Control of Reformatory, Charitable and Penal Institutions, and making an appropriation therefor.

Have had the same under consideration and instructed me to report the same back with an amendment and recommend its passage when so amended.

Senator Bechtner and Assemblyman Wm. Pierron dissenting.

M. C. MEAD,  
Chairman.

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The committee on Assessment and Collection of Taxes, to whom was referred,

No. 39, S.,

A bill to authorize the common councils of each and all of the incorporated cities within this state to fix the number of assessors therein,

Have had the same under consideration and instructed me to report the same back to the senate with the recommendation that it be indefinitely postponed.

FRED. W. HORN,  
Chairman.

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### MINORITY REPORT.

The undersigned, members of your committee on Charitable and Penal Institutions, being unable to agree with the majority in its report on 16, S., entitled, "a bill to abolish the state board of supervision and the state board of charities and reform, and to create the state board of control of reformatory, charitable and penal institutions, and making an appropriation therefor," beg leave to submit the following report:

The institutions in charge of the board of supervision are

economically and humanely managed. Our system of control over the various charitable, penal and reformatory institutions of the state, established and carried out by the State Board of Charities and Reform, has brought them to a degree of excellence which is not surpassed by those of any other state in the Union.

The "Wisconsin system" of treatment of the chronic insane has given our state a leading rank with regard to the treatment of this class of unfortunates, and a reputation which has reached even beyond the confines of our country.

These facts are conceded by all, and it appears to this minority, that such an excellent condition of affairs should not be disturbed, except for two reasons, first, because something better has been devised; and second on account of pecuniary saving; and the latter only if it is combined with no retrogressive movement.

The bill in question offers the theory that six members of one board can as efficiently manage and regulate these charges, as the two separate boards now existing. Without any argument as to the correctness of this theory, the minority holds that it is at the best, only a theory, which may or may not produce the results claimed for it by its advocates, while the present state of affairs, is a condition which stands beyond dispute upon its merits, approved by experience and tested by time.

The minority, however, does not believe that a single board of six members can serve the purpose as well as the two separate boards now do. The duties of the State Board of Supervision are specifically business duties. Its members attend to the purchase of all materials used for the maintenance of the unfortunates in their charge, employ the officials and attendants, etc., and look after an economical and humane management of the institutions intrusted to them.

The Board of Charities and Reform inspects all the state institutions, including those supervised by the Board of Supervision, county jails, prisons, police stations, poor-houses and asylums, both public and private, with a view of ascertaining if they are humanely conducted and are correcting any evils that may exist therein.

The difference in the duties of these two boards, this minority holds, necessarily have important bearing upon the selection of the members of each, their training and inclinations. From the standpoint of economy, the subject does not merit discussion.

The expenses of the State Board of Supervision for 1889 were \$13,116.39. For 1890 they were \$13,248.54.

The expenses of the Board of Charities and Reform for 1889 were \$8,139.46. In 1890 they were \$7,548.88.

When it is understood that the expense of the State Board of Supervision, as stated, includes salaries of five members at \$2,000 each, and the salary of the secretary at \$2,000, or in

all, \$12,000, it becomes needless to say the expenses of this board, or any other five persons similarly employed, cannot be reduced.

The expenses of the State Board of Charities and Reforms, in case it were abolished, would in part fall upon the new board, as proposed by the bill under consideration, as for instance: salary of the secretary amounting to \$1,500; salary of additional member amounting to \$2,000; and as the new board would be compelled to travel about the state in the fulfillment of the duties now incumbent upon the State Board of Charities and Reforms, it is safe to assume that \$1,500 more would be required for that purpose, making in all the sum of \$5,000 additional cost, which must be added to the expenses of the present Board of Supervision, in calculating the annual expenses of the new board, on account of its increased membership and additional duties.

Deducting this amount from the average annual expense of the State Board of Charities and Reform during the past two years, which has been \$7,844.17, would leave an apparent saving by the abolishment of this board, and the creation of the board proposed by the bill under consideration, of \$2,844.17.

The minority holds that this is not sufficient to warrant so radical a change, but recommends that changes be made in the law governing the State Board of Charities and Reform, which would reduce its expenses in the future in this amount or even more.

For these reasons your minority respectfully dissents from the report of the majority, and recommends that the same be not adopted.

PAUL BECHTNER,  
WM. PIERRON.  
BY PAUL BECHTNER

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## EXECUTIVE COMMUNICATIONS.

MADISON, WIS., FEBRUARY 12th, 1891.

*To the Honorable, the Senate:*

I have the honor to report that by and with the advice and consent of the senate, I will appoint Michael Kirwan, of Manitowoc; Dennis J. Gardner, of Platteville, and Ira A. Hill, of Sparta, as members of the board of regents of normal schools, for the unexpired term of three years, from the first Monday in February, A. D. 1890.

GEO. W. PECK.

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The executive appointments were unanimously confirmed.

The ayes and noes being required, it was decided in the affirmative: ayes, 31; noes, 0; not voting, 2.



The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr.—31.

Not voting—Senators Conner and Kidd.—2.

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### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has adopted and asks the concurrence of the senate in

Jt. Res. No. 14, A.,

Providing for the employment of a stenographer and typewriter by the assembly Judiciary committee.

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### ASSEMBLY MESSAGES CONSIDERED.

Jt. Res. No. 14, A.,

Lies over.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 11, S.,

Relating to obtaining certain information from the state treasurer,

Was, on motion of Senator Greene,

Referred to the committee on State Affairs.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 17; noes, 14; not voting, 2.

The vote was as follows:

Ayes—Senators Apple, Falconer, Fetzer, Greene, Horn, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Pratt, Voss, Woodnorth and Yahr—17.

Noes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Main, Miller, Persons, Phipps, Price, Reynolds, Stanchfield and Taylor—14.

## BILLS READY FOR A THIRD READING.

On motion of Senator Taylor,

No. 21, S.,

A bill to amend section 1346 of the revised statutes relating to tunnels,

Was recommitted to the committee on Judiciary.

No. 50, S.,

A bill relating to the disposition of homesteads and amendatory of section 2280, chapter 103, revised statutes,

No. 65, S.,

A bill authorizing the justice of the peace elected in the third ward of the city of Two Rivers, to keep his office in the second ward of said city,

Were read a third time and passed.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

On motion of Senator Clawson,

No. 51, S.,

A bill relating to property exempt from execution, and amendatory of sub-division 15, section 2982, chapter 130, of revised statutes,

Was recommitted to the committee on Judiciary.

No. 74, S.,

A bill to amend section 700, chapter 37 of the revised statutes of 1878, relating to county officers,

No. 90, S.,

A bill to legalize the acts of D. J. Foster, a justice of the peace in and for St. Croix county,

Were ordered engrossed and read a third time.

On motion of Senator Mead,

The committee on Charitable and Penal Institutions was granted the use of the senate chamber this afternoon to hear an argument from Prof. Salisbury, of the Whitewater normal school.

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## ADJOURNMENT.

On motion of Senator Voss,

The senate adjourned.

FRIDAY, FEBRUARY 13th, 1891.

The senate met.

The president pro tem in the chair.

Prayer by the Rev. W. L. Voelkner.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Woodnorth and Yahr—32

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The journal of Thursday was corrected to show the resignation of Senator Horn, of the chairmanship of the committee on Retrenchment, and the appointment of Senator Lees to fill the vacancy so made.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senators Kidd and Voss until the next session.

To Senators Clawson, Conner, Kempf, Kennedy, Pratt, Stanchfield and Yahr, after this session, until Tuesday morning.

## COMMUNICATIONS TO THE LEGISLATURE.

By Senator Kingston:

*To the Honorable the Legislature of the State of Wisconsin:*

I have the honor to herewith submit my report as lumber inspector of the 14th district, in Wisconsin, pursuant to section 1745, of the revised statutes.

I hereby certify that the following is a true list of logs scaled by me since April 1st, 1890, to January 1st, 1891:

The total number of logs scaled by me within said period was 59,329. The number of feet board measure contained in the logs so scaled was 5,133,220 feet.

Dated at Merrill, this 5th day of January, A. D. 1891.

ALBERT HURD,  
Lumber Inspector,  
14th District, Wis.

By Senator Kingston:

ASHLAND, WIS., JANUARY 26th, 1891.

*To his Excellency, GEO. W. PECK:*  
Madison, Wisconsin.

SIR: Pursuant to section 1745, chapter 84, of revised statutes of Wisconsin, I have the honor to transmit herewith a statement of logs scaled and lumber manufactured in this district during the year 1890, viz.:

LUMBER—	
Ashland county.....	200,000,000
Bayfield county.....	148,000,000
Total ..	348,000,000

LATH—	
Ashland county.....	375,000
Bayfield county.....	250,000
Total.....	625,000

SHINGLES—	
Ashland county.....	3,000,000
Bayfield county.....	5,000,000
Total .....	8,000,000

Respectfully submitted,

JOHN F. MEAGHER,  
Inspector district No. 11, Wisconsin.

## LETTERS, PETITIONS, ETC.

By Senator Phipps:

Pet. No. 17, S.,

Petition of citizens of New Richmond, for the establishment of an institution for the feeble minded.

To committee on Incorporations.

By Senator Kingston:

Pet. No. 18, S.,

Petition relating to the care of the feeble minded.

To committee on Charitable and Penal Institutions.

By Senator Nash:

Pet. No. 19, S.,

Petition of Hubert Falge and others, relating to feeble-minded children.

To committee on Charitable and Penal Institutions.

By Senator Nash:

Pet. No. 20, S.,

Petition of C. E. Patzer, and others of Manitowoc, relating to the education of feeble minded children.

To committee on Charitable and Penal Institutions.

By Senator Nash:

Pet. No. 21, S.,

Petition of James Dudley and others of Ahnapee, relating to the education of feeble minded children.

To committee on Charitable and Penal Institutions.

By Senator Nash:

Pet. No. 22, S.,

Petition of M. T. Parker and others of Ahnapee, relating to the education of feeble minded children.

To committee on Charitable and Penal Institutions.

By Senator Nash:

Pet. No. 23, S.,

Petition of Fred Haukhoe and others of Manitowoc, relating to the training of feeble minded children.

To committee on Charitable and Penal Institutions.



## RESOLUTIONS INTRODUCED.

By Senator Lees:

Res. No. 12, S.,

WHEREAS, It appears from the quarterly reports made to the governor of the state by Hon. Edward C. McFetridge during the incumbency of his office as state treasurer, which reports are now on file in the executive office, that said McFetridge had on deposit in the banks of the public funds of the state for the quarter ending March, 1882, the sum of \$1,211,783.36; June, 1882, \$594,421.45; September, 1882, \$494,707.13; December, 1882, \$296,912.49, making the average amount of the public funds kept by him in the banks for the year 1882 the sum of \$649,446.11.

And from like reports it appears that the said McFetridge had on deposit in the banks of the public funds of the state for the quarter ending March, 1883, the sum, \$1,250,638.88; June, 1883, \$857,468.68; September, 1883, \$888,975.00; December, 1883, \$620,046.67, making the average amount of public funds kept by him in the banks for the year 1883, the sum of \$904,282.31.

And from like reports it appears that said McFetridge had on deposit in the banks for the year 1884, for the quarter ending March, 1884, the sum of \$1,196,600.17; June, 1884, \$708,474.09; September, 1884, \$972,800.57; December, 1884, \$775,715.21, making the average amount of public funds kept by him in the banks on deposit for the year 1884, the sum of \$913,397.51.

And from like reports for the year 1885 it appears that the said McFetridge had on deposit in the banks of the public funds for the quarter ending March, 1885, the sum of \$1,081,404.92; June, 1885, \$604,145.20; September, 1885, \$657,007.47; December, 1885, \$408,291.86, making the average amount of the public funds kept by him in the banks for the year 1885 the sum of \$687,712.36.

And from like reports for the year 1886 it appears that the said McFetridge had on deposit in the banks of the public funds for the quarter ending March, 1886, the sum of \$1,537,282.08; June, 1886, \$766,427.10; September, 1886, \$623,524.83; December, 1886, \$370,000.00, making the average amount of the public funds kept by him in the banks for the year 1886 the sum of \$824,308.50.

AND WHEREAS, The said Edward C. McFetridge has publicly announced that he did receive interest upon the public funds so deposited by him in the banks, and it is currently reported that the rate of interest so received by him was four per cent. per annum and that the amount of interest so received by Edward C. McFetridge, during his term of office upon the same as above stated and reported by him would amount to the sum of \$159,166.30, which sum it is believed

and reported that the said Edward C. McFetridge has taken and received as interest upon the public moneys in his hands, placed by him on deposit in the banks during his incumbency of the office of state treasurer, from the first Monday in January, 1882, to the first Monday in January, 1887.

AND, WHEREAS, It appears from the quarterly reports made by the Hon. Henry B. Harshaw as state treasurer to the governor, which reports are now on file in the executive office, that he had on deposit in the banks of the public funds for the quarter ending March, 1887, the sum of \$1,365,099.49; June, 1887, \$509,224.08; September, 1887, \$552,185.03; December, 1887, \$375,404.22; making the average amount of the public funds kept by him in the banks for the year 1887 the sum of \$700,478.20.

And from like reports made by him for the year 1888 it appears that he had on deposit for the quarter ending March, 1888, \$1,302,252.66; June, 1888, \$566,528.70; September, 1888, \$710,497.89; December, 1888, \$338,146.75; making the average amount of the public funds kept by him in the banks for the year 1888 the sum of \$729,356.50.

And from like reports made for the year 1889, it appears that he had of the public funds on deposit in the banks for the quarter ending March, 1889, the sum of \$1,555,801.16; June, 1889, \$708,153.15; September, 1889, \$746,788.32; December, 1889, \$532,297.36, making the average amount of the public funds kept by him in the banks for the year 1889, the sum of \$885,759.99.

And from like reports for the year 1890, it appears that he had on deposit of the public funds in the banks for the quarter ending March, 1890, the sum of \$1,744,278.39; June, 1890, \$796,824.23; September, 1890, \$927,022.46; December, 1890, \$555,000.00, making the average amount of the public funds kept in the banks by said Harshaw, for the year 1890, the sum of \$1,004,531.27.

AND WHEREAS, It has been ascertained that certain of the banks with which said public funds were kept on deposit paid as interest thereon at the rate of four per cent. per annum, and it is currently reported that other banks with which said moneys were kept on deposit by said Harshaw paid a like rate of interest, and it appearing that if said Harshaw received interest at the above rate upon public funds so deposited by him in the banks as above stated, the amount of interest received by him upon the public funds would aggregate to the sum of \$133,204.89 during the four years of his incumbency of the office of state treasurer, from the first Monday in January, 1887, to the first Monday in January, 1891.

AND WHEREAS, The said McFetridge and the said Harshaw have wholly failed to account for said interest moneys or to turn the same over to the state treasury, or to apply the same upon the funds upon which such gain was

made, and the said funds have been thereby deprived of their legitimate earnings for the past seven years. Therefore,

*Resolved*, That the Honorable Edward C. McFetridge, late state treasurer, and the Honorable Henry B. Harshaw, late state treasurer, be each and each is hereby respectively requested to communicate to the senate in writing, at the earliest possible time, not to exceed one week from the time of the reception of a copy of this resolution, unless reasonable cause be shown therefor, a full and complete statement showing: first, what proportion and amounts of the public funds were so deposited as above set forth upon the dates respectively named; second, to what particular fund the same belonged and the amount loaned or deposited in the banks from each fund upon said date respectively; third, a full and detailed statement of the conditions of each loan or deposit and the rate of interest and the total amount of interest paid thereon; fourth, the name and location of each bank, person or corporation to whom said funds were loaned or with whom said funds were deposited; fifth, the rate of interest at which said sums were loaned and the amount of such interest earned by each particular fund; sixth, the disposition made of the interest moneys paid by said banks or other corporations or individuals upon the public funds so deposited with them; seventh, the names and residences of the several persons or corporations to whom said interest upon said public funds were paid and for whose benefit said interest was paid. And, further,

*Resolved*, That the sergeant-at arms of the senate is hereby directed to serve a copy of this resolution upon the Honorable E. C. McFetridge and a copy upon the Honorable Henry B. Harshaw, personally, and with all convenient speed.

Laid over.

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## BILLS INTRODUCED.

Read first and second times and referred.

By Senator Main:

No. 132, S.,

A bill to amend section 1751, revised statutes of 1878, relating to corporations.

To committee on Incorporations.

By Senator Falconer:

No. 133, S.,

A bill relating to the preservation and recount of ballots.

To committee on Privileges and Elections.

By Senator Nash:

No. 134, S.,

A bill to amend section 1 of chapter 234 of the laws of 1889, entitled "an act to appropriate to the various agricultural, mechanical and industrial fairs or expositions held within the state of Wisconsin certain sums of money as hereinafter specified."

To committee on Agriculture.

By Senator Greene:

No. 135, S.,

A bill to apportion the state into congressional districts.

To joint committee on Apportionment and ordered not printed.

By Senator Greene:

No. 136, S.,

A bill to apportion the state into senate and assembly districts.

To joint committee on Apportionment and ordered not printed.

By Senator Yahr:

No. 137, S.,

A bill to correct an error in the levy and collection of state tax for the year 1890, in the county of Portage.

To committee on State Affairs.

By Senator Joiner:

No. 138, S.,

A bill to amend chapter 216 of the laws of 1889, being an act to incorporate the city of Dodgeville.

To select committee of one, consisting of Senator Joiner, and ordered not printed.

By Senator Clawson:

No. 139, S.,

A bill to amend the charter of the city of Monroe.

To select committee of one, consisting of Senator Clawson, and ordered not printed.

By Senator MacBride:

No. 140, S.,

A bill to incorporate the city of Colby.

To committee on Incorporations.

By Senator Kempf:

No. 141, S.,

A bill to amend chapter 63, of the laws of 1885, relating to attorneys and admission to the bar, and amendatory of section 2586, of the revised statutes.

To committee on Judiciary.



By Senator Kingston:

No. 142, S.,

A bill relating to the perfecting of title held in trust by the county judge under the provisions of the act of congress, approved May 23, 1884, entitled, "an act for the relief of citizens of towns upon lands of the United States under certain circumstances."

To committee on Judiciary.

By Senator Kingston, by request:

No. 143, S.,

A bill relating to proceedings in garnishment and amendatory of section 3725 of chapter 158 of revised statutes of 1878.

To committee on Judiciary.

By Senator Kingston, by request:

No. 144, S.,

A bill relating to appeals from judgments of justices of the peace in garnishment.

To committee on Judiciary.

By Senator Kingston, by request:

No. 145, S.,

A bill change the boundaries of the 11th and 15th judicial circuits, and to change the terms of court in such circuits.

To committee on Judiciary.

By Senator Kingston, by request:

No. 146, S.,

A bill to constitute and organize the sixteenth judicial circuit; to fix the time for holding the terms of court for the several counties therein; and to change the boundaries of the eleventh and thirteenth judicial circuits.

To committee on Judiciary.

By Senator Kingston, by request:

No. 147, S.,

A bill providing for an appropriation to the Columbian exposition.

To committee on State Affairs:

By Senator Burdge:

No. 148, S.,

A bill to amend section 347 of the revised statutes.

To committee on Judiciary.

By Senator Burdge:

No. 149, S.,

A bill to amend chapter 91, revised statutes, entitled "of religious societies."

To committee on Judiciary.



By Senator Kingston:

No. 150, S.,

A bill to amend section 2586 of the revised statutes and the several acts amendatory thereof, applying to admission to the bar.

To committee on Judiciary.

By Senator Kingston:

No. 151, S.,

A bill to establish terms of court for 15th circuit.

To committee on Judiciary.

By Senator Pratt:

No. 152, S.,

A bill to revise and amend the charter of the city of Menasha.

To select committee of one, consisting of Senator Pratt, and ordered not printed.

By Senator Geeene:

No. 153, S.,

A bill to amend section 8, of chapter 1, of the laws of 1887, entitled, "An act to revise, consolidate and amend chapter 43, of the private and local laws of 1869, entitled, 'An act to incorporate the Wisconsin Odd Fellows Mutual Life Insurance Company, approved February 17, 1889, and the several acts amendatory thereto.'"

To committee on Incorporations.

By Senator Pratt:

No. 154, S.,

A bill to amend the charter of the city of Oshkosh.

To select committee of one, consisting of Senator Pratt, and ordered not printed.

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## REPORTS OF COMMITTEES.

The committee on Engrossed Bills have examined and find correctly engrossed,

No. 74, S.,

A bill to amend section 700, chapter 37 of the revised statutes of 1878, relating to county officers,

No. 90, S.,

A bill to legalize the acts of D. J. Foster, a justice of the peace within and for St. Croix county,

F. T. YAHR,  
Chairman.

The committee on State Affairs, to whom was referred,  
No. 1, S.,

A bill for the punishment of habitual criminals.

Have had the same under consideration, and have instructed me to report the same back with amendments, and recommend its passage when so amended.

GEO. W. PRATT,  
Chairman.

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### MESSAGE FROM THE ASSEMBLY.

BY GEO. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has adopted and asks the concurrence of the senate in

Jt. Res. 15, A.,

For adjournment to Tuesday, Feb. 17th, at 10 o'clock. a m.

And has passed and asks the concurrence of the senate in  
No. 53, A.,

A bill to amend chapter 383 of the laws of 1889, entitled, "an act to amend chapter 525 of the laws of 1887, entitled, 'an act to amend chapter 442 of the laws of 1885, entitled, 'an act to provide for the drainage and reclamation of certain lands in Dane county.'"

No. 176, A.,

A bill to fix the time for holding terms of court in the seventh judicial circuit.

No. 121, A.,

A bill to revise, consolidate and amend the charter of the city of Sparta and the several acts amendatory thereof.

No. 186, A.,

A bill to authorize the city of Elroy to borrow money and issue its corporate bonds therefor.

And has concurred in

Jt. Res. No. 18, S.,

For the employment of a night laborer for the senate.

Has adopted and asks concurrence of the senate in

Jt. Res. No. 13, A.,

Requesting Wisconsin senators and representatives congress to oppose the passage of bill 4962, senate.

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### ASSEMBLY MESSAGE CONSIDERED.

Senator Mead offered the following amendment to

Jt. Res. No. 15, A.,

Strike out "Tuesday morning" and insert in lieu thereof the words "Monday evening, 8 o'clock."

Which was rejected.

The ayes and noes being demanded, it was decided in the negative: ayes, 13; noes, 18; not voting, 2.

The vote was as follows:

Ayes—Senators Apple, Burdge, Falconer, Fetzner, Greene, Joiner, Kingston, Kroeger, Lees, MacBride, Mead, Miller and Pratt—13.

Noes—Senators Avery, Bechtner, Clawson, Conner, Horn, Kempf, Kennedy, Koenitzer, Main, Nash, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Woodnorth and Yahr—18.

The resolution was then concurred in.

On motion of Senator Woodnorth,

The rules were suspended, and

No. 176, A.,

Was read a third time and concurred in.

On motion of Senator Main,

The rules were suspended on

No. 53, A.,

Senator Main offered the following amendment:

Amend by striking out the words "one hundred dollars per month," where they occur in the fourth line of section 6, of the printed bill, and insert in lieu thereof, the words "four dollars per day."

Which was adopted.

The bill was then concurred in.

Senator Lees moved suspension of the rules on

Jt. Res. No. 13, A.

Which motion prevailed.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 22; noes, 7; not voting, 4.

The vote was as follows:

Ayes—Senators Apple, Clawson, Conner, Falconer, Fetzner, Greene, Horn, Kennedy, Koenitzer, Kroeger, Lees, MacBride, Mead, Miller, Nash, Persons, Pratt, Price, Reynolds, Stanchfield, Woodnorth and Yahr—22.

Noes—Senators Avery, Bechtner, Burdge, Kempf, Main, Phipps and Taylor—7.

Not voting—Senators Joiner, Kidd, Kingston and Voss—4.

Nos. 121 and 186,

Were referred to the committee on Incorporations.

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## RESOLUTIONS CONSIDERED.

Jt. Res. No. 20, S.,

Providing for indexing the rules.

Was referred to the committee on State Affairs.

Jt. Res. No. 14, A.,

Providing for the employment of a stenographer and typewriter by the assembly Judiciary committee.

Was referred to the committee on Claims.

On motion of Senator Clawson,  
The vote by which Jt. Res. No. 14, A., was referred to  
committee on Claims,  
Was reconsidered,  
And the resolution was concurred in.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

The amendments to

No. 14, S.,

A bill to repeal subdivision 5 of section 2943, of the revised  
statutes, relating to security for costs,

Were adopted, and the bill ordered engrossed and read a  
third time.

No. 16, S.,

A bill to abolish the State Board of Supervision and the  
State Board of Charities and Reform, and to create the State  
Board of Control of Reformatory, Charitable and Penal In-  
stitutions, and making an appropriation therefor,

Was recommitted to the committee on Claims.

No. 19, S.,

A bill to prevent deception in the sale and use of imita-  
tions of dairy products,

Was recommitted to the committee on Judiciary.

No. 39, S.,

A bill to authorize the common councils of each and all of  
the incorporated cities within this state to fix the number of  
assessors therein,

Was indefinitely postponed.

No. 58, S.,

A bill to provide for the times of holding the general term  
of the circuit court for the sixth judicial circuit,

Was ordered engrossed and read a third time.

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## ADJOURNMENT.

On motion of Senator Fetzer,

The senate adjourned until Tuesday morning at 10 o'clock.

TUESDAY, FEBRUARY 17, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. Dr. Hall.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzner, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr.

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The journal of Friday was approved.

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#### COMMUNICATIONS TO THE LEGISLATURE.

By Senator Main:

*To the Legislature of the State of Wisconsin:*

The undersigned begs leave respectfully to represent: That a great majority of the children of the country complete their education and graduate from the common school.

There being no text-book in use, giving instruction in natural philosophy and mechanics, in which algebra and geometry are not introduced, and therefore beyond the comprehension and understanding of scholars in those schools, and if unable to pursue the higher branches of education, they enter upon the business of life, having learned nothing of the laws governing the simplest objects of nature, with which they are surrounded and come in daily familiar contact.

The undersigned having prepared a small primary work upon those branches of learning arranged and simplified so



as to be easily understood by children studying geography, and intended as a course to accompany or follow that study in common schools, desires to submit the same to the consideration of your committee on education, to the end, that if the work be found to have merit, it may be printed by the state printer, and sold by the state to scholars at cost of publication and distribution.

*Respectfully submitted,*  
SIMEON MILLS.

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### LETTERS, PETITIONS, ETC.

By Senator Reynolds:

Pet. No. 24, S.,

Petition of D. S. Allen and 263 others of Walworth county against passage of bill 91, senate.

To committee on Military Affairs.

By Senator Reynolds:

Pet. No. 25, S.,

Petition of John F. Coppersmith and 23 others of Walworth county, against passage of 91, senate.

To committee on Military Affairs.

By Senator Falconer:

Pet. No. 26, S.,

Petition of J. J. Guppy and 200 others for an institution for the care of the feeble minded.

To committee on Charitable and Penal Institutions.

By Senator Bechtner:

Pet. No. 27, S.,

Petition asking for the establishment of a school for the feeble-minded.

To committee on Charitable and Penal Institutions.

By Senator Koenitzer:

Pet. No. 28, S.,

Petition against extension of limits of Milwaukee.

To the Milwaukee Delegation.

By Senator Mead:

Pet. No. 29, S.,

Petition of O. Gerald and others against the extension of the limits of the city of Sheboygan.

To committee on Incorporations.

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### RESOLUTIONS INTRODUCED.

By Senator MacBride:

Jt. Res. No. 21, S.,

WHEREAS, he who planned and led the army of the west

in the march to the sea, has fought his last earthly battle, and

WHEREAS, not only America, but the nations of the world acknowledge him to have been one of the few great generals of the age, and

WHEREAS, his sudden and unexpected death has caused universal sorrow, and awakened our people to a sense of their irreparable loss, therefore,

*Resolved by the senate, the assembly concurring,* That the legislature of the state of Wisconsin in common with all the people of the state, have learned with deep sorrow of the death of General William T. Sherman.

*Resolved,* That we, the representatives of Wisconsin, in legislature assembled, expressing the united voice of all the people of the state, deeply and sincerely deplore his death.

*Resolved,* That we extend to his family and to the surviving members of his old command, our sincere and heartfelt condolence and sympathy.

*Resolved,* That an engrossed copy of these resolutions be transmitted by the governor to the family of the deceased.

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On motion of Senator MacBride,

The rules were suspended and the resolution was unanimously adopted.

By Senator Mead:

Res. No. 13, S.,

WHEREAS, His excellency, the governor, in his message to this legislature, has called attention to certain defects in chapter 248 of the laws of Wisconsin for 1889, and the acts amendatory thereof, known as the "Cooper election law," therefore, be it

*Resolved,* That the committee on Privileges and Elections of the senate be, and they are hereby instructed to prepare such amendments to said law as may be necessary in their judgment to perfect the same, and said committee are authorized to report and introduce such bills as in the judgment of said committee may be necessary in securing such amendments.

Lies over.

By Senator Clawson:

Res. No. 14, S.,

WHEREAS, The supreme court, in the case of State vs. Wentler, reported in Vol. 76, Wis. Reports, has called attention to the various and conflicting laws, relating to crimes of fornication, adultery, seduction, rape, abuse of female children, and incest, therefore

*Resolved,* That the Judiciary committee of the senate be,

and is hereby directed to examine the laws upon the above crimes, and to report and introduce such bills as in the judgment of such committee may be necessary.

Lies over.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Mead:

No. 155, S.,

A bill to repeal all laws providing for the preservation and recount of ballots.

To committee on Privileges and Elections.

By Senator Mead:

No. 156, S.,

A bill to amend chapter 525 of the laws of Wisconsin for the year 1889, entitled, "an act regulating building and loan associations."

To committee on Incorporations.

By Senator Mead:

No. 157, S.,

A bill relating to the commitment of dependent children.

To committee on Charitable and Penal Institutions.

By Senator Kennedy:

No. 158, S.,

A bill to authorize Bertin Ramsey and Charles H. Jones, their successors and assigns, to improve the south branch of Pine River in Forest county, Wisconsin, and to collect tolls therefor.

To committee on State Affairs.

By Senator Horn:

No. 159, S.,

A bill to amend chapter 99 of the laws of Wisconsin for the year 1885, entitled, "An act to incorporate the city of West Bend."

To committee on Incorporations.

By Senator Pratt.

No. 160, S.,

A bill authorizing the county judge of Winnebago county to employ a phonographic reporter in probate cases.

To committee on Judiciary.

By Senator Nash, by request:

No. 161, S.,

A bill to amend section 3775 of the revised statutes, concerning fees of jurors in justice courts.

To committee on Judiciary.

By Senator Kroeger:

No. 162, S.,

A bill for the protection of persons alleged to be insane.

To committee on Charitable and Penal Institutions.

By Senator Kroeger:

No. 163, S.,

A bill forbidding the commitment of insane persons to jails and police stations.

To committee on Charitable and Penal Institutions.

By Senator Conner:

No. 164, S.,

A bill to amend chapter 162, of the laws of Wisconsin for the year 1887, entitled, "An act to revise, consolidate and amend the charter of the city of La Crosse, and the several acts amendatory thereof."

To committee on Incorporations.

By Senator Conner:

No. 165, S.,

A bill to amend chapter 162, of the laws of Wisconsin for the year 1887, entitled, "An act to revise, consolidate and amend the charter of the city of La Crosse, and the several acts amendatory thereof."

To committee on Incorporations.

By Senator Conner:

No. 166, S.,

A bill to repeal section 1010, of the revised statutes of 1878, as amended by chapter 226, of the laws of 1889.

To committee on Judiciary.

By Senator Conner:

No. 167, S.,

A bill to amend subdivision one (1), of section 3775, of the revised statutes of 1878, in relation to the taxation of witness fees in justices court.

To committee on Judiciary.

By Senator Fetzer:

No. 168, S.,

A bill to repeal chapter 201, of the laws of 1889, and restore chapter 291, of the laws of 1880.

To committee on Judiciary.

By Senator Koenitzer:

No. 169, S.,

A bill to authorize the city of Milwaukee to change the grade of streets.

To Milwaukee Delegation.

By Senator Koenitzer:

No. 170, S.,

A bill to authorize the city of Milwaukee to issue bonds

to the amount of ——— dollars for the purchase of the west one-half of block thirty six, in the second ward of the city of Milwaukee, for market purposes.

To Milwaukee Delegation.

By Senator Koenitzer:

No. 171, S.,

A bill to regulate rendering and fertilizing in the county of Ozaukee.

To committee on Agriculture.

By Senator Clawson:

No. 172, S.,

A bill to amend section 3315, of the revised statutes of 1878, "of liens," as amended by chapter 312, laws of 1885, and chapter 535, laws of 1887 and chapter 333, laws of 1889.

To committee on Judiciary.

By Senator Bechtner:

No. 173, S.,

A bill to amend section 4633 of the chapter 188 of the revised statutes, entitled "crimes and punishments thereof."

To committee on Judiciary.

By Senator Bechtner:

No. 174, S.,

A bill to repeal section 4678, chapter 189, of the revised statutes entitled "of indictments, information and proceedings before trial."

To committee on Judiciary.

By Senator Bechtner:

No. 175, S.,

A bill to authorize district attorneys to employ experts.

To committee on Judiciary.

By Senator Bechtner:

No. 176, S.,

A bill to provide for the custody, training and education of the feeble minded and idiotic, and to appropriate money therefor.

To committee on Charitable and Penal Institutions.

By Senator Bechtner:

No. 177, S.,

A bill to establish an intermediate prison and to appropriate money therefor.

To committee on Charitable and Penal Institutions.

By Senator Bechtner:

No. 178, S.,

A bill to authorize the state board of supervision to con-



struct fire escapes on the northern hospital for insane and the state hospital for insane, and to appropriate money therefor.

To committee on Charitable and Penal Institutions.

By Senator Bechtner:

No. 179, S.,

A bill to amend chapter 187 of the revised statutes, relating to the sale, transportation and packing of unwholesome, stale, emaciated, blown, putrid or measly flesh of deceased animals.

To committee on Judiciary.

By Senator Bechtner:

No. 180, S.,

A bill to regulate the rendering of carcasses of horses, cattle and swine.

To Milwaukee Delegation.

By Senator Bechtner:

No. 181, S.,

A bill to amend section 2507, chapter 115, of the revised statutes, relating to the municipal courts of the county of Milwaukee.

To Milwaukee Delegation.

By Senator Bechtner:

No. 182, S.,

A bill to regulate the manufacture and sale of vinegar and to prevent the adulteration thereof.

To committee on Agriculture.

By Senator Falconer:

No. 183, S.,

A bill relating to the geographic nomenclature of the lakes and streams in Wisconsin.

To committee on State Affairs.

By Senator Falconer:

No. 184, S.,

A bill for an act to limit the rate of speed of railroad trains in cities and incorporated villages.

To committee on Railroads.

By Senator Falconer:

No. 185, S.,

A bill to amend chapter 181, of the laws of 1883, entitled, "An act to revise, consolidate and amend chapter 57, of the laws of 1874, entitled, 'An act to incorporate the city of Columbus,' and the several acts amendatory thereof."

To committee on Incorporations.

By Senator Falconer:

No. 186, S.,

A bill entitled, "An act to amend section 2577, of the revised statutes, entitled, 'Legal holidays.'"

To committee on Judiciary.

By Senator Conner:

No. 187, S.,

A bill to amend chapter 54, of the laws of 1885, entitled, "An act to incorporate the city of Viroqua."

To committee of one, consisting of Senator Conner, and ordered not printed.

By Senator Fetzer:

No. 188, S.,

A bill granting to James Reynolds the right to complete the draining of certain swamp and other lands.

To committee on State Affairs.

By Senator Fetzer:

No. 189, S.,

A bill to amend chapter 86 of the revised statutes, entitled, "of the organization of incorporations."

To committee of one, consisting of Senator Fetzer, and ordered not printed.

By Senator Kempf:

No. 190, S.,

A bill amendatory of chapter 13 of the revised statutes of 1878, relating to notaries public.

To committee on Judiciary.

By Senator Woodnorth:

No. 191, S.,

A bill to extend the right of suffrage to certain soldiers of the late civil war.

To committee on Judiciary.

By Senator Price:

No. 192, S.,

A bill providing for the appointment as brevet lieutenants in the national guard of meritorious students who have completed the full military course in the state university, with a view of establishing closer relations between such military department and the national guard of the state.

To committee on Military Affairs.

By Senator Price, by request:

No. 193, S.,

A bill to amend section 1 of chapter 462, of the laws of 1889, entitled, "an act to authorize the building and main-

tenance of a toll bridge between the cities of Grand Rapids and Centralia."

To committee on Incorporations.

By Senator Kidd:

No. 194, S.,

A bill to appropriate to Hon. E. Scofield, a sum of money named therein.

To committee on Claims.

By Senator Taylor, by request:

No. 195, S.,

A bill relating to judicial and execution sales of lands.

To committee on Judiciary.

By Senator Taylor, by request:

No. 196, S.,

A bill relating to drainage of lands for manufacturing, agricultural and other purposes.

To committee on Agriculture.

By Senator Taylor:

No. 197, S.,

A bill to amend and revise chapter 140 of the laws of Wisconsin for the year 1885, entitled "an act to incorporate the city of Cumberland."

To committee on Incorporations.

By Senator Apple:

No. 198, S.,

A bill to repeal sections 1247, 1248, 1251 and 1252, revised statutes, relating to highway taxes.

To committee on Roads and Bridges.

By Senator Apple:

No. 199, S.,

A bill relating to town officers and amendatory of sections 797 and 803, revised statutes.

To committee on Roads and Bridges.

By Senator Kingston:

No. 200, S.,

A bill relating to the manner of conducting elections, to secure the purity and secrecy of the ballot.

To committee on Privileges and Elections.

By Senator Kingston:

No. 201, S.,

A bill to create a municipal court in and for the county of Langlade.

To committee on Judiciary.

By Senator Kingston, (by request):

No. 202, S.,

A bill relating to the duties of court reporters.

To committee on Judiciary.

By Senator Kingston, by request:

No. 203, S.,

A bill to define further the duties of official court reporters of courts of record in this state.

To committee on Judiciary.

By Senator Kingston, by request:

No. 204, S.,

A bill relating to the appointment and compensation of attorney who defends indigent person and amendatory of section 4713 of chapter 191 of the revised statutes, 1878.

To committee on Judiciary.

By Senator Kingston, by request:

No. 205, S.,

A bill regulating the publication of sales of land for taxes in Ashland county.

To committee on Judiciary.

By Senator Kingston, by request:

No. 206, S.,

A bill relating to the entry of judgment in cases repealed from justice's court and amendatory of section 3770, of chapter 160, revised statutes, 1878.

To committee on Judiciary.

By Senator Kingston, by request:

No. 207, S.,

A bill relating to appeals from justices' courts and amendatory of section 3766, revised statutes, of chapter 160, of revised statutes, 1878.

To committee on Judiciary.

By Senator Kingston:

No. 208, S.,

A bill to amend chapter 27, laws of 1889, entitled, "An act to revise, consolidate and amend chapter 127, laws 1887, entitled, 'An act to incorporate the city of Ashland.'"

To committee on Incorporations.

By Senator MacBride:

No. 209, S.,

A bill to amend section 3968 of the revised statutes relating to guardians and wards.

To committee on Judiciary.

By Senator MacBride:

No. 210, S.,

A bill to amend chapter 352 of the general laws of 1887, entitled "an act to amend chapter 86 of the revised statutes of 1878, entitled 'of the organization of incorporations.'"

To committee on Incorporations.

By Senator MacBride:

No. 211, S.,

A bill to amend the charter of the city of Neillsville, and to authorize the common council to expend money on highways leading to said city, and in relation to other matters pertaining to said city.

To committee on Incorporations.

By Senator MacBride:

No. 212, S.,

A bill for an act to amend chapter 271, of the laws of Wisconsin for the year 1882, and the acts amendatory thereof, entitled an "act to incorporate the city of Neillsville."

To committee on Incorporations.

By Senator MacBride, by request:

No. 213, S.,

A bill to legalize a certain plat in the city of Eau Claire, Eau Claire county, Wis.

To committee on Judiciary.

By Senator MacBride:

No. 214, S.,

A bill to amend chapter 52, of the revised statutes of 1878, entitled "of highways and bridges."

To committee on Incorporations.

By Senator MacBride:

No. 215, S.,

A bill to constitute and organize the seventeenth judicial circuit, to fix the times for holding the terms of court for the several counties therein, to provide for the election of a judge therefor, and to change the boundaries of the sixth and eighth judicial circuits.

To committee on Judiciary.

By Senator Phipps:

No. 216, S.,

A bill to amend section 4102 of the revised statutes of 1878, relating to evidence.

To committee on Judiciary.

By Senator Lees, by request:

No. 217, S.,

A bill relating to the "Winona Mutual Benefit Association" and amendatory of section 1, chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, laws of 1882, chapter 94 laws of 1883, chapter 458, laws of 1885, and chapters 42, 198, 509 and 534, laws of 1887.

To committee on Finance, Banks and Insurance.

By Senator Lees:

No. 218, S.,

A bill to amend subdivision 8, of section 2969, of the an-



notated statutes, relating to the rate of interest on judgments.

To committee on Judiciary.

By Senator MacBride:

No. 219, S,

A bill in relation to the public printing.

To select committee of one, consisting of Senator MacBride, and ordered not printed.

By Senator Phipps:

No. 220, S,

A bill to amend section 1775, chapter 86, revised statutes, as amended by chapter 133, laws of 1881, and chapter 70, laws of 1883, relating to corporations.

To committee on Judiciary.

By Senator MacBride:

No. 221, S.,

A bill in relation to the deposit of state funds in the banks of this state, and also regarding the salary to be paid to future state treasurers in the state of Wisconsin.

To select committee of one, consisting of Senator MacBride, and ordered not printed.

By Senator Mead:

No. 222, S.,

A bill to amend the charter of the city of Plymouth and the several acts amendatory thereof.

To select committee of one, consisting of Senator Mead, and ordered not printed.

By Senator Mead:

No. 223, S.,

A bill to secure the proper care of the insane.

To select committee of one, consisting of Senator Mead, and ordered not printed.

By Senator MacBride:

No. 224, S,

A bill in relation to the education of children in the state of Wisconsin.

To select committee of one, consisting of Senator MacBride, and ordered not printed.

By Senator MacBride:

No. 225, S.,

A bill to legalize the acts of Robert McCoy.

To select committee of one, consisting of Senator MacBride, and ordered not printed.

By Senator Clawson:

No. 226, S.,

A bill relating to offenses against chastity.

To select committee of one, consisting of Senator Clawson, and ordered not printed.

By Senator Clawson:

No. 227, S.

A bill to amend the charter of the city of Darlington.

To select committee of one, consisting of Senator Clawson, and ordered not printed.

By Senator Clawson:

No. 228, S.,

A bill to amend revised statutes of 1878 relating to the assessment and collection of taxes.

To select committee of one consisting of Senator Clawson, and ordered not printed.

By Senator Woodnorth:

No. 229, S.,

A bill to amend chapter 35 of the revised statutes, entitled "of general provisions relating to counties," and chapter 36 of the revised statutes entitled "of the county board."

To select committee of one, consisting of Senator Woodnorth and ordered not printed.

By Senator Main:

No. 230, S.,

A bill to amend section 2515 of chapter 115 of the revised statutes of 1878, entitled, "of other courts of record."

To committee on Judiciary.

By Senator Main:

No. 231, S.,

A bill to amend section 904 of chapter 40 of the revised statutes of 1878, entitled, "of villages."

To committee on Incorporations.

By Senator Main:

No. 232, S.,

A bill to provide for the issuing of common and preferred stock by corporations organized under the laws of the state of Wisconsin.

To committee on Incorporations.

By Senator Main:

No. 233, S.,

A bill to amend chapter 51, of the laws of 1883, (section 320, A., of the annotated statutes), concerning the index to the session laws.

To committee on Judiciary.

By Senator Main:

No. 234, S.,

A bill to amend section 904, revised statutes of 1878, entitled, "of villages."

To select committee of one, consisting of Senator Main, and ordered not printed.

By Senator Main:

No. 235, S.,

A bill to provide for the commitment of habitual drunkards, as insane.

To committee on State Affairs.

By Senator Main:

No. 236, S.,

A bill to regulate within this state the business of accident, live stock, plate glass, steam boiler and fidelity insurance.

To committee on Finance, Banks and Insurance.

By Senator Main:

No. 237, S.,

A bill to amend the charter of the city of Madison.

To select committee of one, consisting of Senator Main, and ordered not printed.

By Senator Main:

No. 238, S.,

A bill relating to the waters of the inland lakes of Wisconsin.

To select committee of one, consisting of Senator Main, and ordered not printed.

By Senator Main:

No. 239, S.,

A bill to amend the charter of the city of Stoughton.

To select committee of one, consisting of Senator Main, and ordered not printed.

By Senator Main:

No. 240, S.,

A bill to punish drunkenness.

To select committee of one, consisting of Senator Main, and ordered not printed.

By Senator Pratt:

No. 241, S.,

A bill to authorize the county board of Winnebago county to make the expenses of its tax commission of 1889 and cash to towns raised a county charge.

To select committee of one, consisting of Senator Pratt, and ordered not printed.

By Senator Pratt:

No. 242, S.,

A bill to revise, consolidate and amend the charter of the city of Oshkosh.

To select committee of one, consisting of Senator Pratt, and ordered not printed.

By Senator Pratt:

No. 243, S.,

A bill to confer upon the heirs, executors and administrators of Bertel Jensen the right to begin, maintain and prosecute certain actions and suits at law and in equity therein mentioned.

To select committee of one, consisting of Senator Pratt and ordered not printed.

By Senator Pratt:

No. 244, S.,

A bill to revise, consolidate and amend the charter of the city of Menasha.

To select committee of one, consisting of Senator Pratt, and ordered not printed.

By Senator Pratt:

No. 245, S.,

A bill to appropriate to the Northern Agricultural and Mechanical association a sum of money therein named, to pay its indebtedness incurred by the payment of premiums.

To select committee of one, consisting of Senator Pratt, and ordered not printed.

By Senator Pratt, by request:

No. 246, S.,

A bill to amend chapter 291, of the laws of 1880, entitled, "an act relating to the equalization of assessments."

To a select committee of one, consisting of Senator Pratt<sup>1</sup> and ordered not printed.

By Senator Persons:

No. 247, S.,

A bill to repeal that part of section 478, laws of 1864, relating to state county roads.

To select committee of one, consisting of Senator Persons, and ordered not printed.

By Senator Persons:

No. 248, S.,

A bill to amend section 695 (as amended by chapter 149 laws of 1885) relating to county boards.

To select committee of one, consisting of Senator Persons, and ordered not printed.

By Senator Persons:

No. 249, S.,

A bill to amend the charter of the city of DePere.

To select committee of one, consisting of Senator Persons, and ordered not printed.

By Senator Burdge:

No. 250, S.,

A bill to amend chapter 455 of the laws of 1889, entitled, "An act to prevent deception in the sale of cheese."

To committee on Manufactures and Commerce.

By Senator Burdge:

No. 251, S.,

A bill relating to the drainage of swamp, marsh and wet land and amendatory of sections 1, 3, 5, 6, 8 and 9, of chapter 495 of the laws of 1887.

To committee on Agriculture.

By Senator Joiner:

No. 252, S.,

A bill to amend sections 1694 and 1697 of the annotated statutes, entitled, "Involuntary assignments."

To select committee of one, consisting of Senator Joiner, and ordered not printed.

By Senator Stanchfield:

No. 253, S.,

A bill to amend chapter 526 of the laws of 1889, relating to the Wisconsin State Horticultural society.

To select committee of one, consisting of Senator Stanchfield, and ordered not printed.

By Senator Kempf:

No. 254, S.,

A bill to authorize the dairy and food commissioner and the Wisconsin Dairyman's association to apply for a trade mark for Wisconsin cheese, and to authorize the use of the same.

To committee on Manufactures and Commerce.

By Senator Stanchfield:

No. 255, S.,

A bill to authorize the city of Fond du Lac to borrow money to build and equip school buildings in the city of Fond du Lac, Wisconsin.

To select committee of one, consisting of Senator Stanchfield, and ordered not printed.

By Senator Apple:

No. 256, S.,

A bill relating to highways and amendatory of sections 1223 and 1229, of the revised statutes, entitled, "of highways."

To select committee of one, consisting of Senator Apple, and ordered not printed.



By Senator Kingston:

No. 257, S.,

A bill to prescribe the number and duties of the legislative employes, fixing their compensation and providing for the printing of all bills, memorials, joint resolutions and the journals of each house.

To select committee of one, consisting of Senator Kingston, and ordered not printed.

By Senator Kingston:

No. 258, S.,

A bill relating to Election.

To select committee of one, consisting of Senator Kingston, and ordered not printed.

By Senator Kingston:

No. 259, S.,

A bill relating to the municipal court in and for Ashland county.

To select committee of one, consisting of Senator Kingston, and ordered not printed.

By Senator Stanchfield:

No. 260, S.,

A bill to amend section 234, laws of 1889, relating to agricultural, mechanical or industrial fairs or expositions.

To select committee of one, consisting of Senator Stanchfield, and ordered not printed.

By Senator Stanchfield:

No. 261, S.

A bill to repeal section 1630a, relating to bounty on wild animals.

To select committee of one, consisting of Senator Stanchfield, and ordered not printed.

By Senator Greene:

No. 262, S.,

A bill relating to and amendatory of chapter 247 of the laws of Wisconsin, for the year of 1878, and acts amendatory thereof relating to the charter of the city of Fort Atkinson.

To committee on Incorporations.

By Senator Greene.

No. 263, S.,

A bill to authorize the town of Koshkonong to build a bridge across Rock river in said town.

To committee on Incorporations.

By Senator Greene:

No. 264, S.,

A bill to appropriate to the Wisconsin State Firemen's Association a sum of money therein named.

To committee on Claims.

By Senator Kempf:

No. 265, S.,

A bill to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river.

To select committee of one, consisting of Senator Kempf, and ordered not printed.

By Senator Kempf:

No. 266, S.,

A bill to amend the charter of the city of Milwaukee.

To select committee of one, consisting of Senator Kempf, and ordered not printed.

By Senator Kempf:

No. 267, S.,

A bill to confer upon wards in cities within this state, the right to make certain contracts relating to ward improvements and expenditures.

To select committee of one, consisting of Senator Kempf, and ordered not printed.

By Senator Kempf:

No. 268, S.,

A bill to amend section 3315, of the revised statutes, entitled, "Of liens," as amended by chapter 312, of the laws of 1885, and chapter 535, of the laws of 1887, and chapter 333, of the laws of 1889.

To select committee of one, consisting of Senator Kempf, and ordered not printed.

By Senator Falconer:

No. 269, S.,

A bill to amend section 494, as amended by chapter 445, laws of 1879, and chapter 146, laws of 1881, relating to free high schools.

The committee on Education.

By Senator Voss:

No. 270, S.,

A bill to amend an act entitled, "An act to consolidate and amend an act to incorporate the city of Watertown, and the the several acts amendatory thereof," approved March 28, 1865.

To select committee of one, consisting of Senator Voss, and ordered not printed.

By Senator Phipps:

No. 271, S.,

A bill to facilitate the foreclosure of land contracts.

To select committee of one, consisting of Senator Phipps, and ordered not printed.

By Senator Phipps:

No. 272, S.,

A bill to amend sections 4928 and 4928a of the revised statutes and acts amendatory thereof, relating to convicts in the state prison.

To select committee of one, consisting of Senator Phipps, and ordered not printed.

By Senator Falconer:

No. 273, S.,

A bill to amend the charter of the city of Portage.

To select committee of one, consisting of Senator Falconer, and ordered not printed.

By Senator Bechtner:

No. 274, S.,

A bill to amend section 561, revised statutes, and section 564 revised statutes (as amended by chapter 330, session laws of 1889, and chapter 408, session laws of 1887), relating to the board of charities and reforms.

To select committee of one, consisting of Senator Bechtner, and ordered not printed.

By Senator Burdge:

No. 275, S.,

A bill relating to public charities and amendatory of chapter 29 of the revised statutes of 1878.

To select committee of one, consisting of Senator Burdge, and ordered not printed.

By Senator Burdge:

No. 276, S.,

A bill to amend the charter of the city of Beloit.

To select committee of one, consisting of Senator Burdge, and ordered not printed.

By Senator Burdge:

No. 277, S.,

A bill to amend chapter 470, of the laws of 1887, relating to tramps.

To select committee of one, consisting of Senator Burdge, and ordered not printed.

By Senator Burdge:

No. 278, S.,

A bill to amend chapter 65, of the revised statutes, relating to vagrants.

To select committee of one, consisting of Senator Burdge, and ordered not printed.

By Senator Bechtner:

No. 279, S.,

A bill to amend section 1497, of the revised statutes, relating to the duties of the commissioners of fisheries.

To select committee of one; consisting of Senator Bechtner, and ordered not printed.

By Senator Pratt, by request:

No. 280, S.,

A bill to amend section 1 of chapter 201 of the laws of Wisconsin for 1889, entitled "an act to amend chapter 291 of the laws of 1880, entitled 'an act relating to the equalization of assessments.'"

To committee on Judiciary.

By Senator Pratt, by request:

No. 281, S.,

A bill to amend section 13 of chapter 248 of the laws of Wisconsin for the year 1889, entitled "an act to prevent espionage at public elections, to secure more fully the independence of voters, to enforce more fully the independence of voters, to enforce the secrecy of the ballot, and provide for the printing and distributing of ballots at public expense."

To committee on Judiciary.

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## REPORTS OF COMMITTEES.

The committee on Education, to whom was referred,

No. 47, S.,

A bill to provide for an increase of the income of the University of Wisconsin, to be used in the construction, equipment and maintenance of necessary buildings therefor, and to provide for the permanent necessities arising from the growth of the university.

Have had the same under consideration and have instructed me to report the same back with the recommendation that it pass.

R. C. FALCONER,

Chairman.

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The committee on Engrossed Bills have examined and find correctly engrossed

No. 14, S.,

To repeal sub-division 5, of section 2943, of the revised statutes, relating to security for costs,

No. 58, S.,

A bill to provide for the times of holding the general term of the circuit court for the sixth judicial circuit.

F. T. YAHR,

Chairman.

The joint committee on Charitable and Penal Institutions, to whom was referred,

No. 80, S.,

A bill to appropriate the sums of money therein named to the charitable, reformatory and penal institutions of the state,

Have had the same under consideration and have instructed me to report the same back with a recommendation that it do pass.

M. C. MEAD,  
Chairman.

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### EXECUTIVE COMMUNICATION.

#### EXECUTIVE CHAMBER,

MADISON, WIS., February 17, 1891.

*To the Honorable, the Senate:*

The following entitled bill, originating in the senate, has been approved, signed and deposited in the office of the secretary of state:

No. 31, S.,

An act fixing the terms of court in the fourth judicial circuit and providing for the continuation and adjournment of such terms.

GEO. W. PECK.

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### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has concurred in the senate amendment to

No. 53, A.,

A bill to amend chapter 383 of the laws of 1889, entitled, "An act to amend chapter 525 of the laws of 1887, entitled, 'An act to amend chapter 442 of the laws of 1885, entitled, 'An act to provide for the drainage and reclamation of certain lands in Dane county,'".

And has adopted and asks the concurrence of the senate in

Jt. Res. No. 16, A.,

In relation to the death of General Sherman.

Jt. Res. No. 17, A.,

In relation to the death of General Sherman.

12—S. J.



## ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 16, A.,

Was concurred in.

Jt. Res. No. 17, A.,

Was, on motion of Senator MacBride, referred to committee on Military Affairs.

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## RESOLUTIONS CONSIDERED.

The following amendment was offered by Senator Main to

Res. No. 12, S,

Calling on Edward C. McFetridge and Henry B. Harshaw, late state treasurers, for certain information.

Amend by striking out all after the word "Therefore," immediately preceding the resolution, and add as follows:

AND WHEREAS, The Hon. Ferd Kuehn, late state treasurer, has publicly announced that he did receive as interest on the deposit of state funds, money to the amount of many thousands of dollars, and that he publicly announced that, "not being aware of any law requiring any part of these sums to be credited to the general fund, he had retained the whole amount in accordance with the uniform practice of his predecessors."

AND, WHEREAS, It was and is currently reported and believed that the rate of interest so received by him was five per centum per annum,

AND, WHEREAS, It was and is currently reported and believed that said Kuehn did receive other and greater sums of money as interest on public and trust funds so deposited by him in banks and otherwise during the four years he was state treasurer; therefore,

*Resolved*, That the Hon. Edward C. McFetridge, late state treasurer, and the Hon. Henry B. Harshaw, late state treasurer, and the Hon. Ferd. Kuehn, late state treasurer be, and each of them are hereby respectfully requested to communicate to the senate in writing, at the earliest possible time, not to exceed one week from the time of the reception of a copy of this resolution, unless reasonable cause is shown therefor, a full and complete statement showing: (1) what proportion and amounts of the public funds were so deposited as above set forth upon the dates respectively named; (2) to what particular fund the same belonged and the amount loaned or deposited in the banks from each fund upon each date; [8] a full and detailed statement of the conditions of each loan or deposit and the rate of interest and the total amount of interest paid thereon; [4] the name and location of each bank, per-

son or corporation to whom said funds were loaned or with whom said funds were deposited; [5] the rate of interest at which said funds were loaned and the amount of such interest earned by each particular fund; [6] the disposition made of the interest money paid by said banks or other corporations or individuals upon the public funds so deposited with them; (7) the names and residences of the several persons and corporations to whom said interest upon said public funds was paid and for whose benefit said interest was paid.

*And further resolved*, That the sergeant-at-arms of the senate is hereby directed to serve a copy of this resolution upon the Hon. E. C. McFetridge, and a copy upon the Hon. H. B. Harshaw, and a copy upon the Hon. Ferd Kuehn, personally and with all convenient speed.

On motion of Senator Lees,

The resolution and amendment were referred to committee on State Affairs.

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#### BILLS READY FOR A THIRD READING.

No. 74, S.,

A bill to amend section 200, chapter 37, of the revised statutes of 1878, relating to county officers,

No. 90, S.,

A bill to legalize the acts of D. J. Foster, a justice of the peace in and for St. Croix county,

Were read a third time and passed.

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#### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 1, S.,

A bill for the punishment of habitual criminals,

Was re-committed to the committee on Charitable and Penal Institutions.

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On motion of Senator Clawson,

The senate took a recess until four o'clock, P. M.

4 O'CLOCK, P. M.

The senate was called to order by the president pro tem.

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### LETTERS, PETITIONS, ETC.

By Senator Greene:

Pet. No. 30, S.,

Petition of H. O. Hoffman and 48 other citizens of Jefferson county, asking for the building of an asylum for the feeble minded.

To committee on Charitable and Penal Institutions.

By Senator Greene:

Pet. No. 31, S.,

Petition of D. D. Mayne and 22 other citizens of Jefferson county, asking for the building of an asylum for the feeble minded.

To Committee on Charitable and Penal Institutions.

By Senator Greene:

Pet. No. 32, S.,

Petition of F. Willard and 230 other citizens of Ft. Atkinson, asking the establishment of an asylum for the feeble minded.

To committee on Charitable and Penal Institutions.

By Senator Woodnorth:

Pet. No. 33, S.,

Petition of citizens of Waupaca for a home for the feeble minded.

To committee on Charitable and Penal Institutions.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Koenitzer:

No. 282, S.,

A bill to amend chapter 6, of chapter 184, laws 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof.

To committee on Incorporations.

By Senator Koenitzer:

No. 283, S.,

A bill to amend chapter 5, of chapter 184, laws of 1874, entitled, "an act to revise, consolidate and amend the charter

of the city of Milwaukee and the several acts amendatory thereof," and the several acts amendatory thereof, and the several acts amendatory thereof.

To committee on Incorporations.

By Senator Clawson, by request:

No. 284, S.,

A bill for an act to amend section 1, chapter 202, laws of 1882.

To committee on Judiciary.

By Senator Clawson, by request:

No. 285, S.,

A bill for an act relating to the removal of encroachments from highways.

To committee on Roads and Bridges.

By Senator Clawson, by request.

No. 286, S.,

A bill for an act relating to the examination of persons in actions for the recovery of damages for personal injuries.

To committee on Judiciary.

By Senator Clawson:

No. 287, S.,

A bill to amend sections 1332, 1333, 1334 and 1335, revised statutes, relating to encroachments.

To select committee of one, consisting of Senator Clawson, and ordered not printed.

By Senator Clawson:

No. 288, S.,

A bill to authorize the removal of bodies buried in a certain cemetery in the city of Monroe and county of Green.

To select committee of one, consisting of Senator Clawson, and ordered not printed.

By Senator Clawson:

No. 289, S.,

A bill to fix the time for holding the terms of court in the twelfth judicial circuit.

To select committee of one, consisting of Senator Clawson, and ordered not printed.

By Senator Clawson:

No. 290, S.,

A bill to amend chapter 238, laws 1883.

To select committee of one, consisting of Senator Clawson, and ordered not printed.

By Senator Fetzer:

No. 291, S.,

A bill to amend chapter 204 of the general laws of 1879, and the several acts amendatory thereof.

To committee on Judiciary.

By Senator Miller:

No. 292, S.,

A bill to authorize the city of Menomonie to appropriate a sum of money.

To committee on Incorporations.

By Senator Avery:

No. 293, S.,

A bill to submit to the people an amendment to subdivision 9 of section 31 of article IV of the constitution of the state of Wisconsin.

To select committee of one, consisting of Senator Avery, and ordered not printed.

By Senator Mead:

No. 294, S.,

A bill to amend sections 3839 and 3840, of the revised statutes, in regard to proof and payment of debts and legacies.

To select committee of one, consisting of Senator Mead, and ordered not printed.

By Senator Kempf:

No. 295, S.,

A bill in relation to the deposit of state funds in the banks of this state.

To select committee of one, consisting of Senator Kempf, and ordered not printed.

By Senator Kempf:

No. 296, S.,

A bill to regulate railroad traffic.

To select committee of one, consisting of Senator Kempf, and ordered not printed.

By Senator Kempf:

No. 297, S.,

A bill to amend chapter 159, laws of Wisconsin for 1852, entitled, "an act to incorporate the Milwaukee Gas Light company," and the several acts amendatory thereof,

To select committee of one, consisting of Senator Kempf, and ordered not printed.

By Senator Kempf:

No. 298, S.,

A bill to amend chapter 4, of chapter 184, laws of 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852," and the several acts amendatory thereof.

To select committee of one, consisting of Senator Kempf, and ordered not printed.

By Senator Kempf:

No. 299, S.,

A bill to amend chapter 184, laws of 1874, entitled, "an



act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852," and the several acts amendatory thereof.

To select committee of one, consisting of Senator Kempf, and ordered not printed.

By Senator Fetzner:

No. 300, S.,

A bill to prohibit the employment of Pinkerton detectives or persons other than lawful officers and the state militia, to suppress strikes.

To select committee of one, consisting of Senator Fetzner, and ordered not printed.

By Senator Persons:

No. 301, S.,

A bill to amend the charter of the city of Ft. Howard.

To select committee of one, consisting of Senator Persons, and ordered not printed.

By Senator Persons:

No. 302, S.,

A bill to authorize Henry Collette, J. S. Chase, Levi Collette, their heirs and assigns, to maintain a dam and otherwise improve the north branch of the Pine river, in Forest county, Wisconsin, and collect tolls therefor.

To select committee of one, consisting of Senator Persons, and ordered not printed.

By Senator Persons:

No. 303, S.,

A bill to increase the fees to be paid by sleeping car companies.

To select committee of one, consisting of Senator Persons, and ordered not printed.

By Senator Pratt:

No. 304, S.,

A bill to amend chapter 394 of the private and local laws of 1871, entitled "an act to amend and consolidate the charter of the village of Omro."

To select committee of one, consisting of Senator Pratt, and ordered not printed.

By Senator Falconer, by request:

No. 305, S.,

A bill in relation to persons and corporations offering premiums for testing the speed of horses, and to prevent the fraudulent entering of horses to compete for such premiums.

To select committee of one, consisting of Senator Falconer, and ordered not printed.

By Senator Falconer:

No. 306, S.,

A bill entitled, "An act to regulate the transportation of grain by railroad corporations."

To committee on Incorporations.

By Senator Phipps:

No. 307, S.,

A bill granting to D. Van Hollan the right to operate and maintain a ferry across St. Croix river.

To select committee of one, consisting of Senator Phipps, and ordered not printed.

By Senator Joiner, by request:

No. 308, S.,

A bill to amend section 4840 of the revised statutes, relating to search warrants.

To committee on Judiciary.

By Senator Green, by request:

No. 309, S.,

A bill to amend chapter 289 of session laws of 1885, entitled, "of highways and bridges."

To committee on Roads and Bridges.

By Senator MacBride:

No. 310, S.,

A bill to amend chapter 113 of the revised statutes, relating to circuit courts.

To committee on Judiciary.

By Senator Kingston, by request:

No. 311, S.,

A bill to provide for a tax commission.

To committee on Judiciary.

By Senator Apple:

No. 312, S.,

A bill to secure better management and organization of town institutes, and to repeal chapter 62 of the laws of 1887.

To select committee of one, consisting of Senator Apple, and ordered not printed.

By Senator Taylor:

No. 313, S.,

A bill to amend section 14 of chapter 168 of the laws of Wisconsin, of the year 1887, entitled, "an act to create the third municipal court for Barron county."

To committee on Judiciary.

By Senator Taylor:

No. 314, S.,

A bill to amend sections 1584a and 1584b, of the revised statutes of the state of Wisconsin.

To committee on State Affairs.

By Senator Taylor:

No. 315, S.,

A bill to submit to the people an amendment to section 1, of article X, of the constitution of the state of Wisconsin, relating to education.

To committee on Education.

By Senator Burdge:

No. 316, S.,

A bill relating to the branding and labeling of butter and cheese.

To committee on Manufacture and Commerce.

By Senator Bechtner:

No. 317, S.,

A bill to establish a home for inebriates, and to appropriate money therefor.

To committee on Charitable and Penal Institutions.

By Senator Taylor:

No. 318, S.,

A bill to authorize W. B. Crawford, his heirs and assigns, to erect and maintain a dam on Yellow river in Barron county.

To select committee of one, consisting of Senator Taylor, and ordered not printed.

By Senator Taylor:

No. 319, S.,

A bill to amend section 593 of the revised statutes for the year 1878, as amended by chapter 266, of the laws of 1880, as amended by section 2, of chapter 202, of the laws of 1881, as amended by section 1, of chapter 35, of the laws of 1883, and chapter 228, of the laws of 1889, relating to fees of county judges.

To select committee of one, consisting of Senator Taylor, and ordered not printed.

By Senator Taylor:

No. 322, S.,

A bill relating to costs in justices court in criminal cases.

To a select committee of one, consisting of Senator Taylor, and ordered not printed.

By Senator Taylor:

No. 320, S.,

A bill relating to the sale of lands for the non payment of taxes and the expiration of the period of redemption therefrom.

To a select committee of one, consisting of Senator Taylor, and ordered not printed.

By Senator Taylor:

No. 321, S.,

A bill to amend the charter of the city of Barron.

To a select committee of one, consisting of Senator Taylor, and ordered not printed.

By Senator Kidd:

No. 323, S.,

A bill to amend chapter 452, laws of 1889, entitled, "An act to create the office of dairy and food commissioner, to prescribe his duties, and to make an appropriation."

To committee on State Affairs.

By Senator Kidd:

No. 324, S.,

A bill to provide for the survey of swamp lands in the township of Freeman, Crawford county, and fixing the minimum price at which the same may be sold.

To select committee of one, consisting of Senator Kidd, and ordered not printed.

By Senator Kidd-

No. 325, S.,

A bill to amend section 3348, of chapter 144, of the revised statutes of 1878, entitled, "Of liens against ships, boats and vessels."

To select committee of one, consisting of Senator Kidd, and ordered not printed.

By Senator Clawson:

No. 326, S.,

A bill to amend sections 1332, 1333, 1334 and 1335 of the revised statutes relating "to encroachments."

To Committee on roads and bridges.

By Senator Phipps:

No. 327, S.,

A bill to change the time of holding the terms of court in St. Croix and Price counties in the eighth judicial circuit.

To select committee of one, consisting of Senator Phipps, and ordered not printed.

By Senator Stanchfield:

No. 328, S.,

A bill to discontinue a state road in the county of Fond du Lac.

To select committee of one, consisting of Senator Stanchfield and ordered not printed.

By Senator Kidd:

No. 329, S.,

A bill to create a state board of pardons.

To select committee of one, consisting of Senator Kidd, and ordered not printed.

By Senator Kidd:

No. 330, S.,

A bill to authorize the Kickapoo Valley & Northern Railway company to construct and maintain a bridge across the Wisconsin river at or near the village of Wauzeka, in the county of Crawford.

To select committee of one, consisting of Senator Kidd, and ordered not printed.

By Senator Kidd:

No. 331, S.

A bill to amend the charter of the city of Prairie du Chien.

To select committee of one, consisting of Senator Kidd, and ordered not printed.

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## RESOLUTIONS INTRODUCED.

By Senator MacBride:

Res. No. 15, S.,

*Resolved*, That all bills that have been referred to a select committee of one, and ordered not printed, be reported back to the senate on or before February 27.

Lies over.



Senator Phipps moved that  
No. 19, S.,

A bill to prevent deception in the sale and use of imitation of dairy products,

Be taken from the committee on Judiciary and be re-committed to the committee on Manufacture and Commerce.

Which motion prevailed.

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ADJOURNMENT.

On motion of Senator Lees,  
The senate adjourned.

WEDNESDAY, FEBRUARY 18th, 1891.

The senate met.

The president in the chair.

Prayer by Rev. Dr. Hall.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr.

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The Journal of yesterday was approved.

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#### LETTERS, PETITIONS, ETC.

By Senator Kingston:

Pet. No. 34, S.,

Petition relating to a new ward in the city of Ashland.

To committee on Incorporations.

By Senator Kingston:

Pet. No. 35, S.,

Petition regarding a dam across the Wisconsin river in Oneida county.

To committee on Incorporations.

By Senator Reynolds:

Pet. No. 36, S.,

Petition of Walworth county Post G. A. R. of Elkhorn, Wisconsin, against the passage of senate bill No. 91.

To committee on Military Affairs.

## REPORTS OF COMMITTEES.

The committee on Roads and Bridges to whom was referred,  
No. 27, S.,

A bill to repeal all acts amendatory of section 1319, of the revised statutes of 1873, relating to bridges, and to restore said section 1319 as originally enacted,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

JOHN FETZER,  
Chairman.

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The committee on Incorporations, to whom was referred,  
No. 12, S.,

A bill to amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 23, 1865,

Have had the same under consideration and have instructed me to report the same back with the recommendation that the same be indefinitely postponed.

No. 66, S.,

A bill to amend the charter of the city of Plymouth and the acts amendatory thereof,

No. 106, S.,

A bill to authorize the city of Columbus to issue bonds to build and equip a school house in said city,

And have instructed me to report the same back with the recommendation that they do severally pass.

R. J. MACBRIDE,  
Chairman.

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The Milwaukee Delegation to whom was referred,  
No. 68, S.,

A bill to authorize the common council of the city of Milwaukee to appropriate to the assessors of the fourteenth and sixteenth wards of the city of Milwaukee, certain sums of money,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

HERMAN KROEGER,  
Chairman.

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On motion of Senator Falconer,

The rules were suspended, and

No. 106, S.,

A bill to authorize the City of Columbus to issue bonds to build and equip a school house in said city,

Was read a third time and passed.

On motion of Senator Mead,  
The rules were suspended, and  
No. 66, S.,  
A bill to amend the charter of the city of Plymouth, and  
the acts amendatory thereof,  
Was read a third time and passed.

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### RESOLUTIONS CONSIDERED.

Res. No. 13, S.,  
Regarding the Cooper election law, and  
Res. No. 14, S.,  
Regarding the crimes of fornication, adultery and rape,  
Were adopted.  
Senator Pratt offered the following amendment to  
Res. No. 15, S.,  
Fixing the time when bills referred to select committee of  
one be reported back, on February 27th,  
Amend by striking out February 27th and insert March 4th.  
On motion of Senator MacBride the resolution and amend-  
ment were laid on the table.

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### BILLS READY FOR A THIRD READING.

No. 14, S.,  
A bill to repeal subdivision 5, of section 2943, of the revised  
statutes, relating to security for costs,  
No. 58, S.,  
A bill to provide for the times of holding the general terms  
of the circuit court for the sixth judicial circuit,  
Were read a third time and passed.

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### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

On motion of Senator Nash.  
No. 47, S.,  
A bill to provide for an increase of the income of the  
University of Wisconsin, to be used in the construction,  
equipment and maintenance of necessary buildings there-  
for, and to provide for the permanent necessities arising  
from the growth of the university,  
No. 80, S.,  
A bill to appropriate the sums of money herein named to  
the charitable, reformatory and penal institutions,  
Were re-committed to the committee on Claims.

## RESOLUTIONS INTRODUCED.

By Senator MacBride:

Jt. Res. No. 22, S.,

*Resolved by the senate, the assembly concurring,* That all bills that have been referred to committee of one and ordered not printed be reported back to the respective houses in which they were introduced, on or before March 4 proximo.

Adopted.

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ADJOURNMENT.

On motion of Senator Fetzer, .  
The senate adjourned.



THURSDAY, FEBRUARY 19th, 1891.

The senate met.

The president in the chair.

Prayer by Rev. Dr. Hall.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdga, Clawson, Conner, Falconer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr.

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The Journal of Wednesday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted to Senator Fetzer, indefinitely.

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#### COMMUNICATIONS TO THE LEGISLATURE.

By Senator MacBride:

*To the Honorable the Legislature of Wisconsin:*

GENTLEMEN:—I have the honor to submit the following report of logs scaled in District No. 7, under my supervision, for the years 1889 and 1890:

For 1889.

132,091 pieces ..... 15,777,320 feet

For 1890.

176,398 pieces.... 20,851,000 feet

Respectfully submitted,

R. H. CHUTE,  
Lumber Inspector, 7th District.

By Senator Woodnorth:

*To the Honorable Senate and Assembly of the state of Wisconsin, in session, 1891:*

GENTLEMEN: Herewith, in accordance with chapter 264, of the session laws of 1889, I have the honor to submit a statement of expenditures of the appropriation under said act, as follows:

## EXPENDED DURING THE YEAR 1889.

Building barn.....	\$1,006 50
Indebtedness ..	9,083 59
Fencing.....	27 87
Cemetery grounds.....	343 25
Dining hall and kitchen.....	7,829 50
Water works.....	6,541 23
Sewerage.....	1,589 06
Marden hall improvement.....	320 88
Cistern and sand pit.....	44 40
Hen house.....	176 25
Baking oven.....	100 00
Clothing.....	43 38
Purchase real estate.....	500 00
Furniture and bedding.....	1,712 26
Ice house.....	520 12
Wood saw.....	151 60
Cottages.....	5,539 49
Artificial pond.....	181 70
Steam heating.....	2,815 85
Plumbing.....	1,161 15
Fuel.....	74 74
Improvement to grounds.....	2,328 69
Laundry building and machinery.....	1,035 95
Hospital.....	22 00
Assembly hall.....	249 77
Headquarter building.....	5,445 90
Interest and exchange.....	232 07
Sundry expense.....	913 80
Total.....	<u>\$50,000 00</u>

Respectfully submitted,

R. N. ROBERTS,

Treasurer, Wisconsin Veterans' Home.

Dated Waupaca, Wis., February 13th, 1891.

The permanent committee on Veterans' Home reported as follows:

Your committee on the Veterans' Home would respectfully report that they have examined the report of the trustees of said Home showing their receipts and disbursements, and find the same to be correct.

Your committee further report that they have visited the Home during the previous week, inspected the same and

noted the improvements made during the past year, and while your committee approve of all the work done and improvements made they would particularly notice the following: A new and commodious barn at an expense of \$1,006.50, in place of the dilapidated structure heretofore called the barn; a dining hall with dormitories in the second story, a commodious and truly elegant building at a cost of \$7,829.50. Our wonder is that the same could be constructed for that sum.

A complete, and it seems to us, a perfect system of water works, for \$6,541.23.

A sewerage system, to which nothing can be added, costing \$1,589.06.

An ice house perfect in its details at \$520.12.

A headquarters building well adapted to the purposes for which it is needed, costing \$5,445.90.

A good system of steam heating and plumbing at an expense of \$2,815.85 and \$1,161.15, respectively. A well equipped laundry, \$1,035.95. General improvements of the grounds at an expense of \$2,265.89. Cottages erected costing \$5,539.49.

In short, we think the generous appropriation of \$50,000 made by the state and the donations of over \$2,500 for cottages have been wisely and economically expended by the trustees, and your committee would commend the trustees for the very efficient work they have done, the same having been rendered gratuitously — the trustees having been only reimbursed for actual expenses, and as expressing our opinion we refer to and adopt the views expressed in the commander's address in reference to the home under the head of conclusion: First, second, third and fourth.

Your committee would further state — that while the report of the trustees under the head of appropriation account, shows that on the 31st of December, 1889, there was a balance of \$124.63 in the hands of the treasurer, yet at the same time there was and is outstanding indebtedness of \$3,000 incurred by mortgage on the property of the home — and a further indebtedness of about \$1,200 on account of improvements.

Your committee would further state that during the past year three double and eighteen single cottages have been erected, and that all of the cottages except seven are fully furnished.

Of the work done by the W. R. C. during the past year in connection with the home, your committee are not fully informed, but we do know that they have done much, that they have done good work, and have been of invaluable service in efficient aid rendered and that the hearty thanks of this Encampment are due them.

The term of two of the trustees, R. N. Roberts and B. F. Bryant expires at this time, and your committee would

recommend as their successors R. N. Roberts and W. H. Upham.

C. D. CLEVELAND,  
M. HERRICK,  
D. E. WELCH,  
J. M. BAER.

The reference made in report above is to the following portion of the annual address of the department commander:

WISCONSIN VETERANS' HOME.

On the 13th of February, in company with Assistant Adjutant General E. B. Gray, we visited the Wisconsin Veterans' Home, at Waupaca, and thoroughly inspected the grounds, buildings and improvements made by the board during the last year, as well as the methods of management of inmates, the way in which they are fed, roomed, clothed and cared for in general.

Our conclusions, concisely stated, are as follows:

*First.* The number and excellence of the improvements made with the amount of money available for such work is wonderful. We think no public institution anywhere has accomplished so much that is permanent and fitted to the purpose intended with so little money.

*Second.* The rules adopted by the board for the government of inmates are lenient and as little repressive as is possible to secure cleanliness and proper deportment.

*Third.* There are 40 cottages, an immense dining room seating 240 people, with dormitories for single women over it, a well equipped hospital, Marden Hall, the old hotel building renovated and used for club room, library and barracks for single men—a complete steam laundry, a fine building for use of the superintendent and offices of the board, and a system of water works as good as any in the country. These were all carefully inspected, kitchen, store-rooms, closets, bath-rooms, and the variety and quality of food supplied as well as the clothing issued, and we are pleased to say that such is the condition of the whole institution, in every department, as to reflect credit upon the board of managers, the superintendent, Captain Caldwell, and his excellent wife, the matron.

*Fourth.* This home is *one in fact* and not alone in name. It is a monument to the order more lasting than could be reared of granite or metal, and if the department will continue its management by those who have only its welfare at heart, as has the present board, it must continue to be for many years not only a place of rest during the closing years of many of our old comrades and their wives and widows, (the average age of the inmates being now for the men 65 and the women 61 years,) but it will be a model for other departments to imitate when they desire the best results for the least expenditure. It would



be proper in this connection to state that Mrs. Libbie C. Baer, of Appleton, one of the board of visitors to the Veterans' Home, appointed by the last convention of the department of W. R. C., and confirmed by the department encampment, made a lengthy and interesting report to the department of a visit made by her to that institution in October last. She spent about one week in the inspection of the home, talked freely with the inmates as to their care and treatment, visited the inmates of the cottages and examined the methods employed at the home. She says: "We were delighted with the general appearance of things, and could not help admiring, as everyone does who visits the home, the general neatness that prevails, and the clock-like precision with which the work is carried on. In every instance I found the complaints made without foundation. All seemed happy and contented." She then refers to the interest taken in the institution by the management in flattering terms. Mrs. Baer made no charge against the department for expenses, and expressed her desire to render any assistance within her power for the good of the Home.

The legislature last winter appropriated \$50,000 to the Home, and a clause in the act granting the same gives us to understand that the Department is expected to deed to the state the realty, with the provision in the deed that the G. A. R. is to have full control of the management as in the past. I therefore recommend that suitable action be taken by this Encampment to fulfil the requirements of the law as well as the promises made. I trust that before this encampment shall close, a resolution of thanks will be given the W. R. C and the board of trustees especially for their self-sacrificing labor and thought which has brought this institution to its present excellent condition without financial remuneration to them.

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### LETTERS, PETITIONS, ETC.

By Senator Price:

Pet. No., 37 S.,

Petition of Dwight Kinney and 160 others, urging the establishment of an institution for the care, custody and training of the feeble minded.

To committee on Charitable and Penal Institutions.

By Senator Conner:

Pet. No. 38, S.,

Petition of N. S. Donaldson and others, of La Crosse, relating to the education of feeble minded children.

To Committee on Charitable and Penal Institutions.



By Senator Conner:

Pet. No. 39, S.,

Petition of Edgar Palmer and others, of La Crosse, relating to the education of feeble minded children.

To committee on Charitable and Penal Institutions.

By Senator Conner:

Pet. No. 40, S.,

Petition of John P. Bird and others, of La Crosse, relating to the education of feeble-minded children.

To committee on Charitable and Penal Institutions.

By Senator Conner:

Pet. No. 41, S.,

Petition of W. D. P. Lowry and others of La Crosse, relating to the education of feeble-minded children.

To committee on Charitable and Penal Institutions.

By Senator Conner:

Pet. No. 42, S.,

Petition of Chas. H. Schweitzer and others of La Crosse, relating to the education of feeble minded children.

To committee on Charitable and Penal Institutions.

By Senator Conner:

Pet. No. 43, S.,

Petition of Frank Winter and others of La Crosse, relating to the education of the feeble minded children.

To committee on Charitable and Penal Institutions.

By Senator Conner:

Pet. No. 44, S.,

Petition of Geneva Caldwell and others of La Crosse, relating to the education of the feeble minded children.

To committee on Charitable and Penal Institutions.

By Senator McBride:

Pet. No. 45, S.,

Petition of the common council of the city of Neillsville favoring the passage of the senate bill to amend the act incorporating the city of Neillsville.

To committee on Incorporations.

By Senator Bechtner:

Pet. No. 46, S.,

Petition of Paul Binner and others for the establishment of a school for feeble minded.

To committee on Charitable and Penal Institutions.

By Senator Reynolds:

Pet. No. 47, S.,

Petition of J. B. McPherson Post, No. 27, G. A. R., of Lake Geneva, Wisconsin, against passage of senate bill, No. 91.

To committee on Military Affairs.

## RESOLUTIONS INTRODUCED.

By Senator Lees:

Jt. Res. No. 23, S.,

WHEREAS, The common experience of mankind has demonstrated the absurdity of the attempt to create wealth by a legislative enactment,

AND WHEREAS, Any attempt to inflate the currency of a nation is a perilous undertaking, one that more particularly affects the toiling masses of the people, who are the last to receive an increase of wages, and the first to feel the rise in commodities,

AND WHEREAS, The pending legislation in congress relating to the free and unlimited coinage of silver, in the language of an eminent statesman, threatens the business interests of the country with disaster; therefore,

*Resolved by the senate, the assembly concurring,* That our senators and representatives in congress be requested to use their utmost efforts to prevent the passage of the bill now before congress relating to the free and unlimited coinage of silver.

*Resolved,* That the governor be and he is hereby requested to forward a copy of these resolutions to our senators and representatives in congress.

Senator Clawson moved that the resolution be referred to the committee on Federal Relations.

The motion was lost.

The ayes and noes being demanded, it was decided in the negative: ayes, 14; noes, 16; not voting, 3.

The vote was as follows:

Ayes — Senators Clawson, Greene, Horn, Kennedy, Koenitzer, Kroeger, MacBride, Persons, Price, Reynolds, Stanchfield, Taylor, Voss and Woodnorth—14.

Noes — Senators Apple, Avery, Bechtner, Burdge, Conner, Falconer, Kempf, Kidd, Lees, Main, Mead, Miller, Nash, Phipps, Pratt and Yahr—16.

Not voting — Senators Fetzer, Joiner and Kingston—3.

On motion of Senator Lees,

The rules were suspended, and the resolution adopted.

By Senator Woodnorth:

Res. No. 16, S.,

*Resolved,* That the use of the senate chamber be granted for the use of state conference of charities, Thursday evening, February 26th.

Adopted.

## REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred  
No. 53, S.,

A bill to repeal section 1, of chapter 166, of the laws of 1887, entitled "An act to provide for fees of clerks of the circuit courts in certain cases,"

No. 67, S.

A bill to amend section 3964, of the revised statutes of 1878, and to amend section 3965 of the revised statutes of 1878, as amended by chapter 201, of the laws of 1887, relating to guardians and wards,

No. 89, S.,

A bill to exempt property in possession of a devisee or legatee in certain cases from the claims of creditors.

Have had the same under consideration and have instructed me to report the same back with the recommendation that they be indefinitely postponed.

No. 21, S.,

A bill to amend section 1346, revised statutes, relating to tunnels,

With an amendment, and recommend its passage when so amended.

Sehators Lees and Clawson dissenting as to No. 53, S.

WM. KENNEDY,

Chairman.

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The committee on Manufacture and Commerce to whom was referred,

No. 38, S.,

A bill to prohibit the locking of doors in factories during working hours,

No. 37, S.,

A bill to prevent accidents to operators in manufacturing establishments,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do pass.

No. 19, S.,

A bill to prevent deception in the sale and use of imitations of dairy products,

Have had the same under consideration, and have instructed me to report the same back with amendments, and recommend its passage when so amended.

HERMAN KROEGER.

Chairman.

The select committee of one, to whom was referred,  
No. 295, S.,

A bill in relation to the deposit of state funds in the banks  
this state,

Has had the same under consideration, and has instructed  
me to report the same back with the recommendation  
that it be recommitted to committee on Finance, Banks and  
Insurance, and ordered printed.

JOHN J. KEMPF,  
Committee.

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The select committee of one, to whom was referred,  
No. 235, S.,

A bill to authorize the city of Milwaukee to issue bonds  
for the construction of a bridge across the Milwaukee river,

Has had the same under consideration and has instructed  
me to report the same back with a recommendation  
that it be recommitted to the Milwaukee Delegation  
and ordered printed.

JOHN J. KEMPF,  
Committee.

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#### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has adopted  
and asks the concurrence of the senate in

Jt. Res. No. 12, A.,

Amending section 7, article 7 of the constitution providing  
for additional circuit judges in counties having 200,000  
or more inhabitants,

Jt. Res. No. 18, A.,

Relative to the death of Admiral David D. Porter.

And has passed and asks the concurrence of the senate in  
No. 5, A.,

A bill authorizing the building of a dock in Sturgeon  
Bay,

No. 48, A.,

A bill to amend chapter 73 of the laws of 1885, entitled, "an  
act to incorporate the city of Augusta,"

No. 64, A.,

A bill relative to justices of the peace and constables in  
certain cities and villages, and relating to appeals there-  
from,

No. 77, A.

A bill to amend section 3982 of the revised statutes, relat-  
ing to guardians and wards,

No. 78, A.,

A bill to amend section 1, of chapter 366, of the laws of  
1885, entitled, "an act to amend section 2664, of the revised

statutes of 1878," and providing for a change of place of trials from county and municipal courts,

No. 118, A.,

A bill to amend section 3992, of chapter 170, of the revised statutes of 1878, entitled of "guardians and wards," as amended by chapter 68, laws of 1889,

No. 134, A.,

A bill for the appointment of a register in probate for the county of Kenosha,

No. 164, A.,

A bill to fix the compensation of the stationery clerk of the assembly as provided for in section 1 of chapter 522 of the laws of 1889, relating to legislative employes.

And has concurred in

No. 66, S.,

A bill to amend the charter of the city of Plymouth and the acts amendatory thereof.

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#### ASSEMBLY MESSAGE CONSIDERED.

Jt. Res., No. 12, A.,

Referred to the committee on Judiciary.

Jt. Res. No. 18, A.,

Was concurred in.

No. 5 and 48, A.,

Were referred to committee on Incorporations.

No. 64, 77, 78, 118 and 134, A.,

Were severally referred to committee on Judiciary.

No. 164, A.,

Was referred to committee on Claims.

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#### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 27, S.,

A bill to repeal all acts amendatory of section 1319, of the revised statutes of 1878, relating to bridges, and to restore said section 1319 as originally enacted,

Was laid over.

No. 68, S.,

A bill to authorize the common council of the city of Milwaukee to appropriate to the assessors of the fourteenth and sixteenth wards of the city of Milwaukee, certain sums of money,

Was ordered engrossed and read a third time.

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#### ADJOURNMENT.

On motion of Senator Lees

The senate adjourned.



FRIDAY, FEBRUARY 20, 1891.

The senate met.

The president in the chair.

Prayer by Rev. Dr. Hall.

The roll was called and the following senators answered to their names:

Senators Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 30

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The journal of Thursday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senators Apple, Horn and Reynolds until next session.

To Senators, Clawson, Conner, Koenitzer, Lees, Phipps and Pratt until next Tuesday.

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#### LETTERS, PETITIONS, ETC.

By Senator Phipps:

Pet. No 48, S.,

Petition of the St. Croix County Alliance against abolishment of the offices of dairy and food commissioner and state veterinary surgeon, and against the repeal of the laws relative to farm institutes.

To committee on Agriculture.

By Senator Main:

Pet. No. 49, S.,

Petition of C. C. Washburn Post, No. 11, G. A. R., against the passage of bill 91, S.

To committee on Military Affairs.

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## RESOLUTIONS INTRODUCED.

By Senator Woodnorth:

Jt. Res. No. 24, S.,

WHEREAS, To morrow is the day on which occurs the burial of that grand old hero and patriot, Gen. William T. Sherman, over the irreparable loss of whom the nation is in deep mourning, and

WHEREAS, Monday next is the birthday of the father of his country and a legal holiday, therefore

*Resolved by the senate, the assembly concurring,* That when the legislature adjourn it be until Tuesday next at 10 o'clock.

Adopted.

By Senator Clawson:

Jt. Res. No. 25, S.,

WHEREAS, The experience of mankind has demonstrated the absurdity of the attempt to create wealth by legislative enactment, and

WHEREAS, The pending legislation in congress relating to the free and unlimited coinage of silver threatens the business interests of the country with disaster, and

WHEREAS, Our senators have opposed and voted against the passage of such legislation, and it is understood that our representatives are also opposed to such free coinage legislation, therefore,

*Resolved by the senate, the assembly concurring,* That the action and position of our senators and representatives in congress opposing said legislation meets with the approbation and hearty approval of the legislature of Wisconsin, and.

*Resolved,* That the thanks of the legislature of Wisconsin be and the same are hereby tendered to our senators and representatives for their bold and sound position upon such attempted legislation, and that the governor be requested to forward a copy of these resolutions to the senators and representatives in congress.

Senator Clawson moved,

That the rules be suspended and the resolution adopted.

The ayes and noes being demanded, it was decided in the negative: Ayes, 17; noes, 13; not voting, 3.

The vote was as follows:

Ayes — Senators Avery, Bechtner, Burdge, Clawson, Fetzer, Joiner, Kempf, Kidd, Main, Miller, Persons, Phipps, Pratt, Price, Stanchfield, Taylor and Voss — 17.

Noes — Senators Conner, Falconer, Greene, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Woodnorth and Yahr—13.

Not voting — Senators Apple, Horn and Reynolds—3.

Two thirds not having voted in the affirmative,

The motion was lost.

Senator Greene moved,

That the resolution be referred to the committee on Federal Relations,

Which motion prevailed.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 17; noes, 13; not voting, 3.

The vote was as follows:

Ayes — Senators Clawson, Conner, Falconer, Fetzer, Greene, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Pratt, Voss, Woodnorth and Yahr—17.

Noes — Senators Avery, Bechtner, Burdge, Joiner, Kempf, Kidd, Main, Miller, Persons, Phipps, Price, Stanchfield and Taylor—13.

Not voting—Senators Apple, Horn and Reynolds—3.

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## REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,

No. 125, S.,

A bill to fix the time of holding the circuit court in the county of Green Lake,

No. 151, S.,

A bill to establish terms of court for 15th judicial circuit,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do pass.

No. 144, S.,

A bill relating to appeals from judgments of justices of the peace in garnishment proceedings.

No. 145, S.,

A bill change the boundaries of the 11th and 15th judicial circuits, and to change the terms of court in such circuits,

No. 146, S.,

A bill to constitute and organize the sixteenth judicial circuit; to fix the time for holding the terms of court for the several counties therein, to provide for the election of a judge therefor, and to change the boundaries of the eleventh and fifteenth judicial circuits.

With the recommendation that they be indefinitely postponed.

No. 24, S.,

A bill to provide for discharging mortgages of record in certain cases,

No. 25, S.,

A bill to protect labels and trade marks of associations and trade unions,

No. 57, S.,

A bill to amend section 3030, of chapter 131 of the revised statutes of the state of Wisconsin, for the year 1878, relating to remedies supplementary to execution,

With amendments, and recommend their passage when so amended.

No. 61, S.,

A bill to define the liabilities of persons, companies and corporations, in relation to damages sustained by their employes,

No. 64, S.,

A bill to provide for an appeal from the award of damages for the laying out, widening, altering or discontinuing of highways,

No. 105, S.,

A bill providing the punishment of death for convicts imprisoned for life who commit murder during such imprisonment,

No. 113, S.,

A bill to amend section 2331 relating to solemnizing of marriages,

No. 115, S.,

A bill to amend section 2323 of the revised statutes, relating to the examination of parties under oath about to be married,

With the recommendation that they be indefinitely postponed.

No. 98, A.,

A bill to incorporate the city of Tomahawk,

With an amendment, and with the recommendation that it be concurred in when so amended,

WM KENNEDY,

Chairman.

Senators Clawson and Lees dissenting as to No. 25, S.

Senator Taylor dissenting as to No. 105, S.

Senator Mead dissenting as to No. 113 and 115, S.

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The committee on Claims, to whom was referred,

No. 47, S.,

A bill to provide for an increase of the income of the University of Wisconsin, to be used in the construction, equipment and maintenance of necessary buildings therefor, and to provide for the permanent necessities arising from the growth of the university,

Have had the same under consideration, intrusted me to report the same back with an amendment, and recommend its passage when so amended.

No. 80, S.,

A bill to appropriate the sums of money therein named to the charitable, reformatory and penal institutions of the state,

No. 93, S.,

A bill to correct an error in the levy and collection of state tax, of the county of Jefferson, for the year 1889,

With the recommendation that they do pass.

WM. F. NASH,  
Chairman.

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The committee on State Affairs, to whom was referred,  
No. 137, S.,

A bill to correct an error in the levy and collection of state tax for the year 1890, in the county of Portage,

Have had the same under consideration, and have instructed me to report the same back with recommendation that it be recommitted to committee on Claims

GEO. W. PRATT,  
Chairman.

So ordered.

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The committee on Incorporations to whom was referred,  
No. 62, S.,

A bill to amend chapter 99, of the laws of 1835, entitled,  
“an act to incorporate the city of West Bend,”

No. 112, S.,

A bill to amend chapter 221 of the laws of 1833, relating to corporations,

Have had the same under consideration and have instructed me to report the same back with the recommendation that they do severally pass.

No. 48, A.,

A bill to amend chapter 73 of the laws of 1885, entitled,  
“An act to incorporate the city of Augusta.”

With the recommendation that it be concurred in.

R. J. MACBRIDE,  
Chairman.

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## MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof.

Mr. PRESIDENT:

I am directed to inform you that the assembly has adopted and asks the concurrence of the senate in

Jt. Res. No. 20, A.,

For 100 guns in honor of Washington's birthday,



Jt. Res. No. 21, A.,

For adjournment to Tuesday, February 24th, at 10 o'clock  
A. M.,

And has concurred in

Jt. Res. No. 23, S.,

In relation to free and unlimited coinage of silver.

And has amended and concurred in as amended,

No. 58, S.,

A bill to provide for the times of holding the general term  
of the circuit court for the sixth judicial circuit,

Jt. Res. No. 24, S.,

For adjournment until Tuesday, 10 o'clock, A. M., out of  
respect to memory of Gen. Sherman.

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#### ASSEMBLY MESSAGE CONSIDERED.

Senator Greene moved that

Jt. Res. No. 20, A.,

Be referred to committee on Federal relations,

Which motion was lost.

The ayes and noes being demanded, it was decided in the  
negative. Ayes, 7; noes, 23; not voting, 3.

The vote was as follows:

Ayes—Senators Fetzer, Kingston, Lees, Mead, Miller,  
Nash and Voss—7.

Noes—Senators Avery, Bechtner, Burdge, Clawson, Fal-  
coner, Greene, Joiner, Kempf, Kennedy, Kidd, Koenitzer,  
Kroeger, MacBride, Main, Persons, Phipps, Pratt, Price,  
Stanchfield Taylor, Woodnorth, and Yahr—23.

Not voting—Senators Apple, Horn and Reynolds—3.

The resolution was then concurred in.

Jt. Res. No. 21, A.,

Was laid on the table.

The amendment to

No. 58, S.,

Was concurred in.

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#### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 12, S.,

A bill to amend an act entitled, "an act to consolidate  
and amend an act to incorporate the city of Watertown,"

and the several acts amendatory thereof, approved March 28, 1865,

No. 84, S.,

A bill to exempt property in possession of a devisee or legatee in certain cases from the claims of creditors,

Were indefinitely postponed.

No. 37, S.,

A bill to prevent accidents to operators in manufacturing establishments,

No. 38, S.,

A bill to prohibit the locking of doors in factories during working hours,

Were ordered engrossed and read a third time.

On motion of Senator Clawson,

No. 19, S.,

A bill to prevent deception in the sale and use of imitation of dairy products,

Was laid over, and the amendments ordered printed.

The amendments to

No. 21, S.,

A bill to amend section 1346 of the revised statutes relating to tunnels,

Were adopted, and the bill was ordered engrossed, and read a third time.

On motion of Senator Lees,

No. 27, S.,

A bill to repeal all acts amendatory of section 1319, of the revised statutes of 1878, relating to bridges, and to restore said section 1319 as originally enacted,

Was laid over until Wednesday morning, February 25th.

No. 53, S.,

A bill to repeal section 1, of chapter 156 of the laws of 1887, entitled "An act to provide for fees of clerks of the circuit courts in certain cases,"

Was indefinitely postponed.

The ayes and noes being demanded, it was decided in the affirmative; ayes, 18; noes, 12; not voting, 3.

The vote was as follows:

Ayes.—Senators Avery, Greene, Joiner, Kennedy, Kidd, Kingston, Koenitzer, MacBride, Main, Mead, Persons, Phipps, Pratt, Price, Stanchfield, Taylor, Voss and Woodnorth—18.

Noes.—Senators Bechtner, Burdge, Clawson, Conner, Falconer, Fezer, Kempf, Kroeger, Lees, Miller, Nash and Yahr—12.

Not voting—Senators Apple, Horn and Reynolds—3.

No. 67, S.,

A bill to amend section 3964 of the revised statutes of 1878, and to amend section 3965 of the revised statutes of

1878, as amended by chapter 201, of the laws of 1887, relating to guardians and wards,

Was recommitted to committee on Judiciary.

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ADJOURNMENT.

On motion of Senator Conner,

The senate adjourned until Tuesday morning at 10 o'clock.

TUESDAY, FEBRUARY 24th, 1891

Senate met.

President pro tem. in the chair.

Prayer by the Rev. Mr. Schenk.

The roll was called and the following senators answered to their names:

Senators Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzner, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 31.

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The Journal of Friday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senators Apple and Nash until to-morrow.

To Senator Clawson from to-morrow's session.

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On motion of Senator Kroeger,

The vote by which

No. 38, S.,

A bill to prohibit the locking of doors in factories during working hours,

Was ordered engrossed and read a third time,

Was reconsidered,

And the bill was recommitted to the committee on Manufacture and Commerce.

## LETTERS, PETITIONS, ETC.

By Senator Pratt:

Pet. No. 50, S.,

Petition of Derksen and Peek, Anton Schuer and two hundred and seventy others, of Oshkosh, Wisconsin, praying for passage of bill No. 25, S., to protect labels and trade marks of trades unions.

To committee on State Affairs.

By Senator Koehnitzer:

Pet. No. 51, S.,

Petition of A. Hart and one hundred citizens of Milwaukee for passage of bill No. 25, S., to protect labels and trade marks of trades unions.

To committee on State Affairs.

By Senator Fetzer:

Pet. No. 52, S.,

Petition of Philip Schaus and 25 citizens of Marinette, Wisconsin, asking for passage of bill No. 25, S., to protect labels and trade marks of trades unions.

To committee on State Affairs.

By Senator Persons, by request:

Pet. No. 53, S.,

Petition of J. G. Jansen and twenty others of Green Bay, in favor of passage of senate bill No. 25.

To committee on State Affairs.

By Senator Kennedy:

Pet. No. 54, S.,

Petition of O. H. Eke and 30 other citizens of Appleton, asking for an institution for the feeble minded.

To committee on Charitable and Penal Institutions.

By Senator Persons, by request:

Pet. No. 55, S.,

Petition of Phillip Schaus and 59 citizens of Green Bay for passage of No. 25, S., to protect labels and trade marks of trades unions.

To committee on State Affairs.

By Senator Bechtner:

Pet. No. 56, S.,

Petition of E. B. Wolcott Post No. 1, asking for non adoption of bill abolishing soldiers relief commission.

To committee on Military Affairs.

By Senator Kroeger:

Pet. No. 57, S.,

Petition of A. Geiser and 40 citizens of Milwaukee, for



passage of bill No. 25, S., to protect labels and trade marks of trades unions.

To committee on State Affairs.

By Senator Kingston:

Pet. No. 58, S.,

Petition of J. P. Connell and 60 other cigarmakers, manufacturers and dealers of Ashland, Wis., praying for passage of bill No. 25, S., a bill to protect labels and trade marks of trades unions.

To committee on State Affairs.

By Senator Kingston:

Pet. No. 59, S.,

Petition of J. O. Connell and 100 citizens of Ashland, Wis., for passage of bill No. 25, senate, to protect labels and trade marks of trades unions.

To committee on State Affairs.

By Senator MacBride:

Pet. No. 60, S.,

Petition of August F. Voss and 40 other citizens of Eau Claire county, in favor of the passage of senate bill No. 25, to protect labels and trade marks of associations and trades unions.

To committee on State Affairs.

By Senator MacBride:

Pet. No. 61, S.,

Petition of R. Rudolph and 60 other citizens of Eau Claire county, in favor of the passage of No. 25, S., to protect labels and trade marks of associations and trades unions.

To committee on State Affairs.

By Senator MacBride:

Pet. No. 62, S.,

Petition of West and Waltinsdorf and 39 citizens of Eau Claire, asking passage of No. 25, S., to protect labels and trade marks of trades unions.

To committee on State Affairs.

By Senator Kroeger:

Pet. No. 63, S.,

Petition of Henry A. Jurgens and 90 citizens of Milwaukee, asking passage of No. 25, S., to protect trade labels of trade unions.

To committee on State Affairs.

By Senator Kroeger:

Pet. No. 64, S.,

Petition of Gust Splitt and 22 citizens of Milwaukee, asking passage of No. 25, S., to protect labels and trade marks of trades unions.

To committee on State Affairs.

By Senator Conner:

Pet. No. 65, S.,

Petition of John Dinger and 188 others, cigar makers of La Crosse, praying for the passage of No. 25, S., to protect labels and trade marks of trades unions.

To committee on State Affairs.

By Senator Conner:

Pet. No. 66, S.,

Petition of Frank Mather and 20 cigar makers and citizens of La Crosse, asking for passage of No. 25, S., to protect labels and trade marks of trades unions.

To committee on State Affairs.

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### RESOLUTIONS INTRODUCED.

By Senator Falconer:

Jt. Res. No. 26, S.,

*Resolved by the senate, the assembly concurring*, That the superintendent of public instruction be and he is hereby authorized to transfer, from time to time, to the library of the State Historical Society, as the trustee of the state, such books in the library of his department, as in his judgment may properly be spared from the latter.

Lies over.

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### REPORTS OF COMMITTEES.

The committee on Engrossed Bills have examined, and find correctly engrossed,

No. 21, S.,

To amend section 1346, revised statutes, relating to tunnels.

No. 68, S.,

To authorize the common council of the city of Milwaukee to appropriate to the assessors of the Fourteenth and Sixteenth wards of the city of Milwaukee, certain sums of money.

F. T. YAHR,  
Chairman.

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### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 22, A.,

A bill to amend chapter 498 of the laws of 1887, entitled, "An act to amend chapter 248 of the laws of 1887, entitled, 'an act to amend the charter of the city of Milwaukee,'"

No. 159, A.,

A bill to amend chapter 270, laws of 1887, as amended by chapter 505, laws of 1889, entitled, "An act to change the boundaries of the towns of Forest county and relating to taxation in said county."

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### ASSEMBLY MESSAGE CONSIDERED.

No. 22, A.,

Was referred to the Milwaukee Delegation.

No. 159, A.,

Was referred to the committee on Town and County Organizations.

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### BILLS ON THEIR THIRD READING.

On motion of Senator MacBride,

The rules were suspended, and

No. 48, A.,

A bill to amend chapter 73 of the laws of 1885, entitled "an act to incorporate the city of Augusta,"

Was read a third time and concurred in.

The amendments to

No. 98, A.,

A bill entitled, "an act to incorporate the city of Tomahawk,"

Were adopted, and the bill ordered to a third reading.

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### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 64, S.,

A bill to provide for an appeal from the award of damages for the laying out, widening, altering or discontinuing of highways,

No. 105, S.,

A bill providing for the punishment of death for convicts imprisoned for life who commit murder during such imprisonment,

No. 144, S.,

A bill relating to appeals from judgments of justices of the peace in garnishment proceedings,

No. 145, S.,

A bill to change the boundaries of the 11th and 15th judicial circuits, and to change the terms of court in such circuits,

No. 146, S.,

A bill to constitute and organize the sixteenth judicial circuit, to fix the time for holding the terms of court for the several counties therein, to provide for the election of a judge therefor, and to change the boundaries of the eleventh and fifteenth judicial circuits,

Were severally indefinitely postponed.

No. 24, S.,

A bill to provide for discharging mortgages of record in certain cases,

No. 47, S.,

A bill to provide for an increase of the income of the University of Wisconsin, to be used in the construction, equipment and maintenance of necessary buildings therefor, and to provide for the permanent necessities arising from the growth of the university,

No. 113, S.,

A bill to amend section 2331 relating to solemnizing of marriages,

No. 115, S.,

A bill to amend section 2333 of the revised statutes, relating to the examination of parties under oath about to be married,

Were severally laid over.

No. 93, S.,

A bill to correct an error in the levy and collection of state tax, of the county of Jefferson, for the year 1889,

No. 112, S.,

A bill to amend chapter 221 of the laws of 1883, relating to corporations,

No. 125, S.,

A bill to fix the time of holding the circuit court in the county of Green Lake,

No. 151, S.,

A bill to establish terms of court for 15th circuit,

Were severally ordered engrossed and read a third time.  
The amendments to

No. 25, S.,

A bill to protect labels and trade marks of associations and trades unions,

Were adopted.

Senator Taylor offered the following amendment.

Amend No 25, S., by inserting the words "he or they" before the word "shall" where the same occurs in the 6th line of section 5 of the printed bill.

Also, by inserting the word "or" after the word "refused," where the same occurs in the 4th line of section 5 of the printed bill,

Which was adopted and the bill ordered engrossed and read a third time.

The amendments to

No. 57, S.,

A bill to amend section 3030, of chapter 131, of the revised statutes of the state of Wisconsin for the year 1878, relating to remedies supplementary to execution,

Were adopted,

And the bill was ordered engrossed and read a third time.

No. 61, S.,

A bill to define the liabilities of persons, companies and corporations, in relation to damages sustained by their employees,

Was recommitted to the committee on Railroads.

On motion of Senator Clawson,

The rules were suspended, and

No. 62, S.,

A bill to amend chapter 99, of the laws of 1885, entitled "an act to incorporate the city of West Bend,"

Was read a third time and passed.

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#### ADJOURNMENT.

On motion of Senator Kennedy,  
The senate adjourned.



WEDNESDAY, FEBRUARY 25th, 1891.

The senate met.

The president pro tem. in the chair.

Prayer by the Rev. Mr. Schenk.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzner, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr.

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The Journal of Tuesday was approved.

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#### COMMUNICATIONS TO THE LEGISLATURE.

By Senator Conner:

LA CROSSE, WIS., FEB. 20, 1891.

DEAR SIR:

The amount of logs run out of Black River during season 1890 was as follows: 2,454,341 logs, 207,399,470 feet.

Yours truly,

E. C. YOUNG.  
Lumber Inspector.  
District No. 2.

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By the President:

WASHBURN OBSERVATORY,  
*University of Wisconsin,*  
MADISON, February 25, 1891.

DEAR SIR: I have reason to believe that a considerable number of senators would be interested in visiting the Observatory on some convenient evening in the near future.

May I request you to extend to the senate my invitation to visit the Observatory, at such a time as may be mutually convenient, and to suggest the evening of Tuesday, March 3, as a suitable time. I shall be pleased to change the date if desired by the Senators.

Very respectfully,

GEO. C. COMSTOCK,  
Director Washburn Observatory.

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### LETTERS, PETITIONS, ETC.

By Senator Reynolds:

Pet. No. 67, S.,

Petition of C. E. Curtis Post, G. A. R., department of Wisconsin, against the passage of bill 91, S., relating to the repeal of an act for the county fund for old soldiers.

To committee on Military Affairs.

By Senator Apple:

Pet. No. 68, S.,

Petition of B. B. Northrup and 50 other citizens of Racine, praying for the passage of bill No. 176, S., providing for an institution for the feeble minded.

To committee on Charitable and Penal Institutions.

By Senator Kroeger:

Pet. No. 69, S.,

Petition of Wm. Cross and 22 cigar makers of Milwaukee, for the passage of bill No. 25, S., to protect labels and trade marks of trades unions.

To committee on State Affairs.

By Senator Avery:

Pet. No. 70, S.,

Petition of G. J. Hungerford Post No. 39, G. A. R., against the passage of 91, S., a bill to repeal an act providing for relief of indigent soldiers.

To committee on Military Affairs.

By Senator Kennedy:

Pet. No. 71, S.,

Petition of Geo. D. Eggleson, post No. 33, G. A. R.

To committee on Military Affairs.

By Senator Phipps:

Pet. No. 72, S.,

Petition of citizens of the village of Baldwin, St. Croix county, Wis., for the establishment of a state institution for care of feeble minded.

To committee on Charitable and Penal Institutions.

By Senator Conner:

Pet. No. 73, S.,

Petition of Edward Schilling, et. al., asking for the repeal of the game warden laws.

To committee on Agriculture.

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## REPORTS OF COMMITTEES.

The joint committee on Charitable and Penal Institutions, to whom was referred,

No. 131, S.,

A bill relating to trustees of county asylums for chronic insane,

Have had the same under consideration, and have instructed me to report the same back with an amendment, and recommend its passage when so amended.

M. C. MEAD,

Chairman.

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The committee on State Affairs, to whom was referred

No. 40, S.,

A bill to repeal section 2, of chapter 479 of the laws of 1887, entitled "an act to prohibit aliens from acquiring or holding more than three hundred and twenty acres of land in this state,"

No. 126, S.,

A bill to amend chapter 167, of the laws of 1882, entitled, "an act to regulate the practice of pharmacy, the licensing of persons to carry on such practice, and the sale of poisons in the state of Wisconsin,"

Have had the same under consideration and have instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

No. 7, A.,

A bill granting to the United States jurisdiction over certain lands in Sheboygan county.

With the recommendation that it be concurred in.

GEO. W. PRATT,

Chairman.

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The committee on Incorporations to whom was referred,

No. 86, S.,

A bill to amend chapter 163, of the general laws of this state for the year 1885, entitled, "An act to amend chapter 4, of the laws of Wisconsin, for the year 1883, entitled, 'An act to incorporate the city of Black River Falls,'"

No. 78, S.,

A bill to amend chapter 21. of the laws of 1882. entitled, "an act to incorporate the city of Baraboo," and the acts amendatory thereof,

No. 127, S.,

A bill to amend the charter of the city of Waupaca.

Have had the same under consideration, and has instructed me to report the same back to the senate with amendments and with the recommendation that they do severally pass, when so amended.

No. 153, S.,

A bill to amend section 8. of chapter 1. of the laws of 1887, entitled, "An act to revise, consolidate and amend chapter 43, of the private and local laws of 1869, entitled, 'An act to incorporate the Wisconsin Odd Fellows Mutual Life Insurance Company, approved February 17, 1869, and the several acts amendatory thereto,'"

With the recommendation that it do pass.

R. J. MACBRIDE,

Chairman.

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The committee on Engrossed Bills have examined, and find correctly engrossed,

No. 37, S.,

A bill to prevent accidents to operatives in manufacturing establishments,

No. 151, S.,

A bill to establish terms of court for 15th judicial circuit,

No. 57, S.,

A bill to amend section 3030, of chapter 131 of the revised statutes of the state of Wisconsin, for the year 1878, relating to remedies supplementary to execution,

No. 125, S.,

A bill to fix the time of holding the circuit court in the county of Green Lake,

No. 93, S.,

A bill to correct an error in the levy and collection of state tax, of the county of Jefferson, for the year 1889,

No. 25, S.,

A bill to protect labels and trade marks of associations and trades unions,

No. 112, S.,

A bill to amend chapter 221 of the laws of 1883, relating to corporations.

F. T. YAHR,

Chairman.

On motion of Senator Greene No. 37, S., was recommitted to committee on Manufacturers and Commerce.

The select committee of one, to whom was referred,  
No. 225, S.,

A bill to authorize the city of Fond du Lac to borrow money to build and equip school buildings,

Has had the same under consideration, and reports the same back with the recommendation that it be referred to the committee on Incorporations and ordered printed.

S. B. STANCHFIELD,

So ordered.

Committee.

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The select committee of one, to whom was referred,  
No. 244, S.,

A bill to revise, consolidate and amend the charter of the city of Menasha,

Has had the same under consideration, and reports the same back with the recommendation that it be recommitted to the committee on Incorporations and ordered printed.

GEO. W. PRATT,

So ordered.

Committee.

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The select committee of one to whom was referred  
No. 319, S.,

A bill to amend section 593 of the revised statutes for the year 1878, as amended by chapter 266, of the laws of 1880, as amended by section 2, of chapter 202, of the laws of 1881, as amended by section 1, of chapter 35, of the laws of 1883, and chapter 228, of the laws of 1889, relating to fees of county judges,

Has had the same under consideration, and begs leave to report the same back with the recommendation that it be referred to the committee on Judiciary and ordered printed.

CHAS. S. TAYLOR,

So ordered.

Committee.

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The select committee of one, to whom was referred  
No. 229, S.,

A bill to amend chapter 35 of the revised statutes, entitled "of general provisions relating to counties," and chapter 36 of the revised statutes entitled "of the county board."

Has considered the same, and reports it back with recommendation that it be printed and recommitted to committee on Town and County Organization.

J. H. WOODNORTH,

So ordered.

Committee.



The committee on Judiciary, to whom was referred,  
No. 310, S.,

A bill to amend chapter 113 of the revised statutes, relating to circuit courts.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

WM. KENNEDY,  
Chairman.

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### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 26, A.,

A bill to amend the charter of the city of Reedsburg,

No. 65, A.,

A bill authorizing the city of Oconto to issue bonds in a sum not exceeding sixteen thousand dollars,

No. 73, A.,

A bill to amend section 965, revised statutes of 1878, relating to appointments to fill vacancies in state offices,

No. 79, A.,

A bill to repeal chapter 347 of the laws of 1877, entitled "An act to regulate the practice of veterinary medicine and surgery,"

No. 104, A.,

A bill to amend chapter 23, of the private and local laws of Wisconsin, for the year 1867, entitled, "an act to incorporate the Wisconsin yearly meeting of Free Will Baptists,"

No. 128, A.,

A bill entitled "an act to amend chapter 260, of the laws of 1877, entitled, 'an act to revise, consolidate and amend the charter of the city of Stevens Point,' approved May 17, 1858, and the several acts amendatory thereof,"

No. 230, A.,

A bill to consolidate and amend an act to incorporate the city of Green Bay, and the several acts amendatory thereof,

No. 260, A.,

A bill to amend the charter of the city of Beaver Dam,

No. 346, A.,

A bill to establish the terms of court for the 15th Judicial circuit,

No. 200, A.,

A bill to incorporate the city of Phillips, Price county, Wis.

And has concurred in

No. 5, S.,

A bill to appropriate money for the purchase of stationery for the use of the state

Jt. Res. No. 22, S.,

Providing for reporting back bills referred to select committees.

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### ASSEMBLY MESSAGE CONSIDERED.

Nos. 26, 65, 128, 200 and 230, A.,

Were severally referred to the committee on Incorporations.

Nos. 73 and 346, A.

Were referred to the committee on Judiciary.

No. 79, A.,

Was referred to the committee on Agriculture.

No. 104, A.,

Was referred to the committee on State Affairs.

On motion of Senator Voss,

The rules were suspended, and

No. 260, A.,

Was read a third time and concurred in.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 26, S.,

Relating to the removal of books from the office of the state superintendent to the library of the State Historical Society,

Was adopted.

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### BILLS ON THEIR THIRD READING.

No. 21, S.,

A bill to amend section 1346, revised statutes, relating to tunnels.

No. 68, S.,

A bill to authorize the common council of the city of Milwaukee to appropriate to the assessors of the fourteenth and sixteenth wards of the city of Milwaukee, certain sums of money,

Were severally read a third time and passed.

No. 98, A.,

A bill to incorporate the city of Tomahawk,

Was concurred in.

On motion of Senator Avery the rules were suspended,  
The amendments to,  
No. 78, S.,

A bill to amend chapter 21, of the laws of 1882, entitled,  
"an act to incorporate the city of Baraboo," and the acts  
amendatory thereof,

Were adopted, the bill read a third time and passed.

On motion of Senator Price,  
The rules were suspended on  
No. 86, S.,

A bill to amend chapter 163, of the general laws of this  
state for the year 1885, entitled, "An act to amend chapter  
4, of the laws of Wisconsin, for the year 1883, entitled, 'An  
act to incorporate the city of Black River Falls.'"

The amendments were adopted, the bill read a third time  
and passed.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

On motion of Senator Greene,  
No. 19, S.,

A bill to prevent deception in the sale and use of imita-  
tions of dairy products,

Was laid over.

The amendments to  
No. 24, S.,

A bill to provide for discharging mortgages of record in  
certain cases,

Were adopted.

Senator McBride offered the following amendment:

Add to the end of section 1, the words:

Provided, also, that notice of such application shall be  
given by publication in a newspaper published in the county  
where the mortgaged premises are situated, once in each  
week for six successive weeks prior to the date of the ap-  
plication for such order,

Which was adopted,

And the bill ordered engrossed and read a third time.

Senator Conner moved that

No. 47, S.,

A bill to provide for an increase of the income of the  
University of Wisconsin, to be used in the construction,  
equipment and maintenance of necessary buildings there-  
for, and to provide for the permanent necessities arising  
from the growth of the university,

Be recommitted to committee on Retrenchment,

Which motion was lost.

The ayes and noes being demanded, it was decided in the  
negative: Ayes, 5; noes, 27; not voting, 1.

The vote was as follows:

Ayes—Senators Apple, Conner, Horn, Lees and Voss.—5.

Noes—Senators Avery, Bechtner, Burdge, Clawson, Falconer, Fetzer, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Woodnorth and Yahr.—27.

Not voting—Senator Kennedy.

The amendments were adopted.

Senator Lees offered the following amendment:

Amend by striking out all after the “third of,” in the sixth line of printed bill up to and including the word “university,” on the seventh line of the same.

The ayes and noes being demanded, it was decided in the negative: ayes, 4; noes, 28; not voting, 1.

The vote was as follows:

Ayes—Senators Horn, Lees, Mead and Persons—4.

Noes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Miller, Nash, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—28.

Not voting—Senator Kennedy—1.

The bill was then ordered engrossed and read a third time.

No. 80, S,

A bill to appropriate the sums of money therein named to the charitable, reformatory and penal institutions of the state,

Was ordered engrossed and read a third time.

Senator Nash moved that

No. 113, S.,

A bill to amend section 2331 relating to solemnizing of marriages,

Be re-committed to the committee on Military Affairs.

The senate refused to re-commit, and the bill was indefinitely postponed.

No. 115, S,

A bill to amend section 2333 of the revised statutes, relating to the examination of parties under oath about to be married,

Was indefinitely postponed.

No. 27, S.,

A bill to repeal all acts amendatory of section 1319, of the revised statutes of 1878, relating to bridges, and to restore said section 1319 as originally enacted,

Was refused engrossment.

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## ADJOURNMENT.

On motion of Senator Reynolds

The senate adjourned.

THURSDAY, FEBRUARY 26th, 1891

Senate met.

President pro tem. in the chair.

Prayer by the Rev. Mr. Schenk.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr  
— 33.

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The journal of Wednesday was approved.

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### RESOLUTIONS INTRODUCED.

By Senator Woodnorth:

Res. No. 17, S.,

*Resolved*, That the State Conference of Charities be granted the use of the senate chamber this afternoon after two o'clock.

Adopted.

By Senator Greene:

Jt. Res. No. 27, S.,

*Resolved by the Senate, the Assembly concurring*, That Senator F. T. Yahr be permitted to introduce a bill to amend chapter 409 of the laws of 1887, as amended by the several acts amendatory thereof, relating to the charter of the city of Berlin.

Adopted.



## REPORTS OF COMMITTEES.

The committee on State Affairs, to whom was referred  
No. 33, S.,

A bill in relation to the employment of children.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

No. 98, S.,

A bill relating to the relief and support of the poor, and amendatory of chapter 63, of the revised statutes of 1878,

No. 99, S.,

A bill to authorize George Clayton and Charles E. Parks to construct and maintain a dam across the Eau Claire river in Marathon county,

With amendments, and with the recommendation that they do severally pass when so amended.

GEO. W. PRATT,  
Chairman.

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The committee on Judiciary, to whom was referred,

No. 42, S.,

A bill for an act relating to the official state paper, and amendatory of section 344 of the revised statutes,

No. 67, S.

A bill to amend section 3964, of the revised statutes of 1878, and to amend section 3965 of the revised statutes of 1878; as amended by chapter 201, of the laws of 1887, relating to guardians and wards,

No. 114, S.,

A bill to amend section 175 of the revised statutes, relating to the papers of notary public,

No. 141, S.,

A bill to amend chapter 63, of the laws of 1885, relating to attorneys and admission to the bar, and amendatory of section 2586, of the revised statutes,

No. 143, S.,

A bill relating to proceedings in garnishment and amendatory of section 3725 of chapter 158 of revised statutes,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

No. 142, S.,

A bill relating to the perfecting of title held in trust by the county judge under the provisions of the act of congress, approved May 23, 1884, entitled, "an act for the relief of citizens of towns upon lands of the United States under certain circumstances."

No. 161, S.,

A bill to amend section 3775 of the revised statutes, concerning fees of jurors in justice courts,

With the recommendation that they be indefinitely postponed.

WM. KENNEDY,  
Chairman.

Senator Lees dissenting as to No. 67, S.

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The committee on Incorporations to whom was referred,  
No. 230, A.,

A bill to consolidate and amend an act to incorporate the city of Green Bay, and the several acts amendatory thereof,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

No. 121, A.,

A bill to revise, consolidate and amend the charter of the city of Sparta and the several acts amendatory thereof,

With amendments, and with the recommendation that the bill be concurred in when so amended.

R. J. MACBRIDE,  
Chairman.

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The Committee on Engrossed Bills have examined, and find correctly engrossed,

No. 47, S.,

A bill to provide for an increase of the income of the University of Wisconsin, to be used in the construction, equipment and maintenance of necessary buildings therefor, and to provide for the permanent necessities arising from the growth of the university,

No. 24, S.,

A bill to provide for discharging mortgages of record in certain cases.

F. T. YAHR,  
Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled,

Jt. Res. No. 23, S.,

In relation to free and unlimited coinage of silver,

No. 66, S.,

A bill to amend the charter of the city of Plymouth, and the acts amendatory thereof,

No. 58, S.,

A bill to provide for the times of holding the general terms of the circuit court for the sixth judicial circuit,

No. 5, S.,

A bill to appropriate money for the purchase of stationery for the use of the state.

WM. F. VOSS,  
Chairman.

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The select committee of one, to whom was referred,  
No. 187, S.,

A bill to amend chapter 54, of the laws of 1885, entitled,  
"An act to incorporate the city of Viroqua,"

Has had the same under consideration, and reports the same back with the recommendation that it be committed to the committee on Incorporations, and ordered printed.

HENRY CONNER,  
Committee.

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On motion of Senator Persons,  
The rules were suspended, and  
No. 230, A.,

A bill to consolidate and amend an act to incorporate the city of Green Bay, and the several acts amendatory thereof,  
Was read a third time and concurred in.

On motion of Senator Price.

The rules were suspended,  
The amendments to,

No. 121, A.,

A bill to revise, consolidate and amend the charter of the city of Sparta and the several acts amendatory thereof,

Were adopted and the bill concurred in.

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#### BILLS READY FOR A THIRD READING.

No. 25, S.,

A bill to protect labels and trade marks of associations and trades unions,

No. 57, S.,

A bill to amend section 3030, of chapter 131 of the revised statutes of the state of Wisconsin, for the year 1878, relating to remedies supplementary to execution,

No. 112, S.,

A bill to amend chapter 221 of the laws of 1883, relating to corporations,

No. 125, S.,

A bill to fix the time of holding the circuit court in the county of Green Lake,

No. 151, S.,

A bill to establish terms of court for 15th circuit,  
Were severally read a third time and passed.

No. 93, S.,

A bill to correct an error in the levy and collection of state tax of the county of Jefferson, for the year 1839,

Was passed.

The ayes and noes being required, it was decided in the affirmative. Ayes, 32; noes, 0; not voting, 1.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield Taylor, Voss, Woodnorth, and Yahr—32.

Noes—None.

Not voting—Senator Kennedy—1.

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### BILLS ON THEIR THIRD READING.

No. 7, A.,

A bill granting to the United States jurisdiction over certain lands in Sheboygan county,

Was ordered to a third reading.

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### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

The amendments to

No. 19, S.,

A bill to prevent deception in the sale and use of imitation of dairy products,

No. 127, S.,

A bill to amend the charter of the city of Waupaca,

No. 131, S.,

A bill relating to trustees of county asylums for chronic insane,

Were adopted and the bills severally ordered engrossed and read a third time.

No. 40, S.,

A bill to repeal section 2, of chapter 479 of the laws of 1887, entitled "an act to prohibit aliens from acquiring or holding more than three hundred and twenty acres of land in this state,"

No. 126, S.,

A bill to amend chapter 167, of the laws of 1882, entitled, "an act to regulate the practice of pharmacy, the licensing of persons to carry on such practice, and the sale of poisons in the state of Wisconsin,"

Were severally indefinitely postponed.

No. 153, S.,

A bill to amend section 8, of chapter 1, of the laws of 1887, entitled, "An act to revise, consolidate and amend chapter 43, of the private and local laws of 1869, entitled, 'An act to incorporate the Wisconsin Odd Fellows Mutual Life Insurance Company, approved February 17, 1869, and the several acts amendatory thereto,'"

No. 310, S.,

A bill to amend chapter 113 of the revised statutes, relating to circuit courts,

Were ordered engrossed and read a third time.

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### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has adopted and asks the concurrence of the senate in

Jt. Res. No. 23, A.,

Providing for an expert accountant for the joint committee on Investigation of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor Co.

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### ASSEMBLY MESSAGE CONSIDERED.

On motion of Senator Conner,

The rules were suspended and

Jt. Res. No. 23, A.,

Was concurred in.

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### ADJOURNMENT.

On motion of Senator Falconer,

The senate adjourned.



FRIDAY, FEBRUARY 27, 1891.

The senate met.

The president pro tem in the chair.

Prayer by Rev. Mr. Schenck.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr.

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The journal of the last Thursday was approved.

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#### LEAVE OF ABSENCE

Leave of absence was granted Senators Kempf, Koenitzer, Kroeger, Miller, Nash and Woodnorth, until Tuesday morning.

To Senators Conner and Pratt, until next Wednesday morning.

To Senator Clawson for next week.

To Senator Phipps indefinitely.

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Senator Mead moved that when the senate adjourn it be until next Monday evening, at 8 o'clock,  
Which motion prevailed.

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#### REPORTS OF COMMITTEES.

The committee on Judiciary to whom was referred

No. 172, S.,

A bill to amend section 3315, of the revised statutes of

1878, entitled "of liens," as amended by chapter 312, laws of 1885, and chapter 535, laws of 1887, and chapter 333, laws of 1889,

Have had the same under consideration and have instructed me to report the same back with an amendment and recommend its passage when so amended.

No. 207, S.,

A bill relating to appeals from justices' courts and amendatory of section 3765, revised statutes, of chapter 160, of revised statutes, 1878,

No. 190, S.,

A bill amendatory of chapter 13 of the revised statutes of 1878, relating to notaries public,

No. 202, S.,

A bill relating to the duties of court reporters,

No. 203, S.,

A bill to define further the duties of official court reporters of courts of record in this state,

No. 204, S.,

A bill relating to the appointment and compensation of attorney who defends indigent person and amendatory of section 4713 of chapter 191 of the revised statutes, 1878,

No. 206, S.,

A bill relating to the entry of judgment in cases appealed from justice's court and amendatory of section 3770, of chapter 160, revised statutes, 1878.

With the recommendation that they be indefinitely postponed.

No. 201, S.,

A bill to create a municipal court in and for the county of Langlade,

No. 284, S.,

A bill for an act to amend section (one) 1, chapter 207, of the laws of 1882.

No. 286, S.,

A bill relating to the examination of persons for the recovery of damages for personal injuries,

With the recommendation that they do pass.

WM. KENNEDY,

Chairman.

Senator Clawson dissenting as to No. 286.

The committee on Claims to whom was referred,

No. 87, S.,

A bill to provide for the purchase and distribution of Sanborn & Berryman's Annotated Statutes, and to appropriate money therefor.

No. 137, S.,

A bill to correct an error in the levy and collection of state tax for the year 1890, in the county of Portage,

Have had the same under consideration and have in-

structed me to report the same back with the recommendation that they do pass.

No. 164, A.,

A bill to fix the compensation of the stationery clerk of the assembly as provided for in section 1 of chapter 522 of the laws of 1889, relating to legislative employes,

With the recommendation that it be concurred in.

WM. F. NASH,  
Chairman.

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The joint committee on Charitable and Penal Institutions, to whom was referred,

No. 101, S.,

A bill to amend section 18, of chapter 377, of the laws of 1885, relating to the commitment of dependent children,

No. 83, S.,

A bill to appropriate a certain sum of money therein named to the Wisconsin School for the Deaf,

No. 85, S.,

A bill to appropriate a certain sum of money therein named to the State Public School,

No. 103, S.,

A bill to authorize the State Board of Supervision to purchase a tract of land adjoining the Northern Hospital for the Insane, and to appropriate money therefor,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do severally pass.

No. 82, S.,

A bill to authorize the state board of supervision to purchase a tract of land adjoining the school for the blind, and appropriating money therefor,

With the recommendation that it be indefinitely postponed.

No. 157, S.,

A bill relating to the commitment of dependent children,

With an amendment and with the recommendation that it do pass when so amended.

M. C. MEAD,  
Chairman.

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The committee on Incorporations, to whom was referred,

No. 156, S.,

A bill to amend chapter 525 of the laws of Wisconsin for the year 1889, entitled, "an act regulating building and loan associations,"

No. 159, S.,

A bill to amend chapter 99 of the laws of Wisconsin for the year 1885, entitled, "An act to incorporate the city of West Bend,"

No. 185, S.,

A bill to amend chapter 181, of the laws of 1883, entitled,

"An act to revise, consolidate and amend chapter 57, of the laws of 1874, entitled, 'An act to incorporate the city of Columbus,' and the several acts amendatory thereof,"

Have had the same under consideration, and have instructed me to report back with the recommendation that they do severally pass.

No. 164, S.,

A bill to amend chapter 162, of the laws of Wisconsin for the year 1889, entitled, "An act to revise, consolidate and amend the charter of the city of La Crosse, and the several acts amendatory thereof,"

No. 165, S.,

A bill to amend chapter 162, of the laws of Wisconsin for the year 1887, entitled, "An act to revise, consolidate and amend the charter of the city of La Crosse, and the several acts amendatory thereof,"

With amendments, and recommend that they do pass when so amended.

No. 26, A.,

A bill to amend the charter of the city of Reedsburg,

No. 200, A.,

A bill to incorporate the city of Phillips, Price county, Wis.,

With the recommendation that they severally be concurred in.

R. J. MACBRIDE,  
Chairman.

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The committee on State Affairs to whom was referred,

Jt. Res. No. 20, S.,

Providing for indexing and printing rules,

Have had the same under consideration, and have instructed me to report the same back with amendment and the recommendation that it be adopted when so amended.

No. 59, S.,

A bill relating to the Bohemian Roman Catholic Central Union, of the state of Wisconsin, and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, of the laws of 1883, and chapter 458, of the laws of 1885, and chapter 42, of the laws of 1887, and chapter 534, of the laws of 1887, all embraced in section 1953 b, of Sanborn & Berryman's Annotated Statutes of Wisconsin,

With the recommendation that it do pass.

No. 104, A.,

A bill to amend chapter 23 of the private and local laws of Wisconsin for the year 1867, entitled, "an act to incorporate the Wisconsin yearly meeting of Free Will Baptists,"

With the recommendation that it be concurred in.

GEO. W. PRATT,  
Chairman.

The committee on Military Affairs, to whom was referred,  
No. 91, S.,

A bill to repeal chapter 339, of the laws of 1889, providing  
for the relief of indigent or needy union soldiers and others,

Have had the same under consideration, and have instructed me report the same back with the recommendation  
that it be indefinitely postponed.

J. H. WOODNORTH,  
Chairman.

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The committee on Engrossed Bills, have examined and  
find correctly engrossed:

No. 19, S.,

To prevent deception in the sale and use of imitation of  
dairy products,

No. 153, S.,

To amend section 8, of chapter 1, of the laws of 1887,  
entitled an act to revise, consolidate and amend chapter 43  
of the private and local laws of 1869, entitled an act to in-  
corporate the Wisconsin Old Fellows Mutual Life Insurance  
company, approved February 17, 1869, and the several acts  
amendatory thereto,

No. 310, S.,

To amend chapter 113, of the revised statutes, relating to  
circuit courts,

No. 80, S.,

To appropriate the sums of money herein named to the  
charitable, reformatory and penal institutions of the state,

No. 127, S.,

To amend the charter of the city of Waupaca,

No. 131, S.,

Relating to trustees of county asylums for chronic insane.

F. T. YAHR,  
Chairman.

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The special committee of one to whom was referred,  
No. 139, S.,

A bill to amend the charter of the city of Monroe,

No. 288, S.,

A bill to authorize the removal of bodies buried in a cer-  
tain cemetery in the city of Monroe, county of Green,

No. 290, S.,

A bill to amend chapter 238, laws 1883,

Has had the same under consideration and hereby respect-  
fully reports the same back with the recommendation that  
they be re-referred to the committee on Judiciary.

P. J. CLAWSON.

So ordered.



## MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has concurred in

Jt. Res. No. 27, S.,

Permitting Senator Yahr to introduce a bill,

No. 65, S.,

A bill relating to justices of the peace elected in the third ward of the city of Two Rivers, to keep his office in the second ward of said city,

And has passed and asks the concurrence of the senate in No. 11 A.,

A bill to amend chapter 450, laws of 1889, entitled, "An act relating to and fixing the corporate limits of the city of Milwaukee, approved April 16, 1889."

No. 15, A.,

A bill authorizing Bernhard Deiter to build and maintain a pier in the waters of Sturgeon Bay, Door county,

No. 20, A.,

A bill to exempt the town of Caledonia, Columbia county, from the operations of chapter 40, laws of 1885, and chapter 340, laws of 1889,

No. 21, A.,

A bill to authorize the Hagemeister Brewing company to build piers in Sturgeon Bay,

No. 55, A.,

A bill to amend the charter of the city of Tomah, Monroe county, Wisconsin,

No. 90, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the south sewerage district of said city,

No. 91, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the Bay View sewerage district of said city,

No. 120, A.,

A bill for the prevention of child labor,

No. 187, A.,

A bill to amend chapter 159, laws of 1885, entitled "An act to revise, codify and amend chapter 278, laws of 1874, entitled, 'an act to incorporate the city of Shawano,' and the several acts amendatory thereof,"

No. 203, A.,

A bill to amend the charter of the city of Seymour, And has concurred in the senate amendments to

No. 98, A.,

A bill to incorporate the city of Tomahawk,

No. 121, A.,

A bill to revise, consolidate and amend the charter of the city of Sparta, and the several acts amendatory thereof,

And concurred in

No. 332, S.,

A bill to amend chapter 409 of the laws of 1887 as amended by the several acts amendatory thereof, relating to the city of Berlin.

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### ASSEMBLY MESSAGE CONSIDERED.

Nos. 15, 21, 55, 187, and 203, A.,

Were severally referred to the committee on Incorporations.

Nos. 11, 90, and 91, A.,

Were severally referred to the Milwaukee Delegation.

No. 20, A.,

Was referred to the committee on Judiciary.

No. 120, A.,

Was referred to the committee on State Affairs.

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### BILLS INTRODUCED.

Read first and second times and referred:

By Senator Yahr:

No. 332, S.,

A bill to amend chapter 409 of the laws of 1887, as amended by the several acts amendatory thereof, relating to the city of Berlin.

On motion of Senator Green,

The rules were suspended, the bill read a third time and passed.

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### BILLS ON THEIR THIRD READING.

No. 24, S.,

A bill to provide for discharging mortgages of record in certain cases,

Was read a third time and passed.

No. 47, S.,

A bill to provide for an increase of the income of the University of Wisconsin, to be used in the construction, equipment and maintenance of necessary buildings therefor, and to provide for the permanent necessities arising from the growth of the university,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative; ayes, 29; noes, 1; not voting, 2.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Felzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, MacBride, Main, Mead, Miller, Nash, Persons, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—30.

Noes—Senator Lees—1.

Absent or not voting—Senators Kroeger and Phipps—2.

No. 7, A.,

A bill granting to the United States the jurisdiction over certain lands in Sheboygan county,

Was read a third time and concurred in.

On motion of Senator Conner,

The rules were suspended, and the amendments to

No. 164, S.,

A bill to amend chapter 162, of the laws of Wisconsin for the year 1887, entitled, "An act to revise, consolidate and amend the charter of the city of La Crosse, and the several acts amendatory thereof,"

No. 165, S.,

A bill to amend chapter 162, of the laws of Wisconsin for the year 1887, entitled, "An act to revise, consolidate and amend the charter of the city of La Crosse, and the several acts amendatory thereof,"

Were adopted, and the bills read a third time and passed.

On motion of Senator Avery,

The rules were suspended and

No. 26, A.,

A bill to amend the charter of the city of Reedsburg,

Was read a third time and concurred in.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

Senator Kempf offered the following amendment to

No. 33, S.,

A bill in relation to the employment of children:

Section 3 be amended by striking out the word "no," in the first line and inserting the word "any," and by striking out the word "shall," and insert the word "may."

And by amending section 5, in the first line, by striking out the word "permitted," and insert the word "employed."

Strike out all of section 6, and insert the following in lieu thereof:

Section 6. The state factory inspector or any of his assistants shall have authority to designate the kind or kinds of employment in factories, workshops or mercantile establishments which are dangerous or injurious to the health of

children under fifteen years of age employed therein, and shall serve a verbal or written notice upon the employer of such child or children.

The amendment was refused adoption.

The ayes and noes being demanded, it was decided in the negative. Ayes, 12; noes, 17; not voting, 4.

The vote was as follows:

Ayes—Senators Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Price, Reynolds, Stanchfield and Taylor—12.

Noes—Senators Apple, Conner, Falconer, Fetzer, Greene, Horn, Kennedy, Kingston, Koenitzer, Lees, MacBride, Mead, Persons, Pratt, Voss, Woodnorth and Yahr—17.

Not voting—Senators Avery, Kroeger, Nash, and Phipps—4.

No. 42, S.,

A bill for an act relating to the official state paper, and amendatory of section 314 of the revised statutes,

No. 114, S.,

A bill to amend section 175 of the revised statutes, relating to the papers of notary public,

No. 141, S.,

A bill to amend chapter 63, of the laws of 1885, relating to attorneys and admission to the bar, and amendatory of section 2586 of the revised statutes,

No. 142, S.,

A bill relating to the perfecting of title held in trust by the county judge under the provisions of the act of congress, approved May 23, 1884, entitled, "an act for the relief of citizens of towns upon lands of the United States under certain circumstances,"

No. 143, S.,

A bill relating to proceedings in garnishment and amendatory of section 3725 of chapter 158, of revised statutes of 1878,

Were severally indefinitely postponed.

Senator Lees moved to recommit

No. 67, S.,

A bill to amend section 3964 of the revised statutes of 1878, and to amend section 3965 of the revised statutes of 1878, as amended by chapter 201, of the laws of 1837, relating to guardians and wards,

To the committee on Military Affairs.

Senator MacBride moved that that motion be laid on the table.

The ayes and noes being demanded, it was decided in the affirmative. Ayes, 24; noes, 8; not voting, 2.

The vote was as follows:

Ayes — Senators Apple, Avery, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kingston, Koenitzer, Lees, MacBride, Mead, Miller, Nash, Pratt, Reynolds, Stanchfield, Voss and Woodnorth — 24.

Noes — Senators Bechtner, Kidd, Main, Persons, Price, Taylor and Yahr — 7.

Absent or not voting — Senators Kröeger and Phipps — 2.

Senator Lees moved that the vote to lie upon the table be reconsidered.

The ayes and noes being demanded, it was decided in the negative: ayes, 9; noes, 22; not voting, 2.

The vote was as follows:

Ayes — Senators Avery, Bechtner, Kidd, Lees, Main, Persons, Price, Reynolds, and Taylor. — Total, 9.

Noes. — Senators Apple, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kingston, Koenitzer, MacBride, Mead, Miller, Nash, Pratt, Stanchfield, Voss, Woodnorth and Yahr — 22

Absent or not voting — Senators Kroeger and Phipps.

No. 98, S.,

A bill relating to the relief and support of the poor, and amendatory of chapter 63, of the revised statutes of 1878,

Was ordered engrossed and read a third time.

No. 99, S.,

A bill to authorize George Clayton and Charles E. Parker to construct and maintain a dam across the Eau Claire river,

Was re committed to the committee on incorporations.

No. 161, S.,

A bill to amend section 3775, of the revised statutes, concerning fees of jurors in justice courts,

Was recommitted to the committee on Judiciary.

On motion of Senator MacBride,

The rules were suspended and

No. 159, S.,

A bill to amend chapter 99 of the laws of Wisconsin for the year 1885, entitled, "An act to incorporate the city of West Bend,"

Was read a third time and passed.

No. 127, S.,

A bill to amend the charter of the city of Waupaca,

Was recommitted to the committee on Incorporations.

On motion of Senator Kingston,

The rules were suspended, and



No. 200, A.,

A bill to incorporate the city of Phillips, Price county,  
Wis.,

Was read a third time and concurred in.

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ADJOURNMENT.

On motion of Senator Pratt,

The senate adjourned until Monday evening at 8 o'clock.

MONDAY, MARCH 2, 1891, 8 O'Clock P. M.

Senate met.

The president in the chair.

The calling of the roll was dispensed with.

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The Journal of Friday was approved.

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### RESOLUTIONS INTRODUCED.

By Senator Greene:

Jt. Res. No. 28, S.,

WHEREAS, The United States has, by recent act of congress, approved by the president, provided for crediting and paying to the several states and territories and the District of Columbia, all moneys collected under the direct tax levied by the act of congress, approved August 5th, 1861, now therefore be it,

*Resolved by the senate, the assembly concurring,* That the legislature of Wisconsin hereby accepts for and in behalf of said state, the sum appropriated, the trust imposed and the provisions made in said act of congress, for crediting and paying to said state the moneys collected from it by the United States, whether by set off or otherwise, under the direct the tax levied by the act of congress, approved Aug. 5th, 1861, and the amendatory acts thereto in full satisfaction of all claims against the United States, on account of the levy and collection of said tax, and does hereby authorize and empower the governor of Wisconsin to receive and receipt for said money, for the uses and purposes named in first mentioned act.

Lies over.

## REPORTS OF COMMITTEES

The committee on Town and County Organization, to whom was referred,

No. 4, S.,

A bill making members of the county board ineligible to serve as trustees of county asylums for the chronic insane,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

J. T. KINGSTON, JR.,  
Chairman.

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The committee on Incorporations, to whom was referred,  
No. 208, S.,

A bill to amend chapter 27, laws of 1889, entitled, "An act to revise, consolidate and amend chapter 127, laws 1887, entitled, 'An act to incorporate the city of Ashland,'"

Have had the same under consideration and have instructed me to report the same back with the recommendation that it do pass.

No. 127, S.,

A bill to amend the charter of the city of Waupaca,

And have instructed me to report the same back with the recommendation that it do pass as engrossed.

No. 121, S.,

A bill to revise and amend an act, entitled, "An act to incorporate the city of Two Rivers,"

And have instructed me to report the same back with the recommendation that it do pass.

R. J. MACBRIDE,  
Chairman.

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The committee on Engrossed bills have examined and find correctly engrossed,

No. 98, S.,

A bill relating to the relief and support of the poor, and amendatory of chapter 63 of the revised statutes of 1878,

ROBT. LEES,  
Acting Chairman.

The committee on Enrolled Bills have examined and find correctly enrolled the following bills:

No. 232, S.,

To amend chapter 409 of the laws of 1887, as amended by the several acts amendatory thereof, relating to the city of Berlin,

No. 65, S.,

A bill to authorize the justice of the peace elected in the third ward of the city of Two Rivers, to keep his office in the second ward of said city.

R. J. BURDGE,  
for Committee.

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The select committee of one to whom was referred,

No. 222, S.,

A bill to amend the charter of the city of Plymouth and the several acts amendatory thereof,

Has had the same under consideration, and reports the same back with the recommendation that it be recommitted to the committee on Incorporations and ordered printed.

M. C. MEAD,  
Committee.

So ordered.

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On motion of Senator Woodnorth,

The rules were suspended, and

No. 127, S.,

A bill to amend the charter of the city of Waupaca,  
Was read a third time and passed.

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## EXECUTIVE COMMUNICATIONS.

MARCH 2nd, 1891,

*To the Honorable, the Legislature:*

I have the honor to report, that I received from John Hunner, state treasurer, a statement that he has received from the banks, interest on the public funds deposited therein for the twenty eight days preceding the first day of March, the sum of three thousand three hundred and eight and 65-100 dollars, which interest under the constitution and statute of this state, belongs to the respective funds from which it was earned, and will therefore be so credited. The treasurer further states, that he estimates that the revenue to the state from this source will be still larger for the current month.

GEO. W. PECK.

MARCH 2, 1891.

*To the Honorable, the Senate:*

The following entitled bills, originating in the senate, have been approved, signed, and deposited in the office of the secretary of state:

No. 5, S.,

An act to appropriate money for the purchase of stationery for the use of the state,

No. 58, S.,

An act to provide for the times of holding the general terms of the circuit court for the sixth judicial circuit,

No. 66, S.,

An act to amend the charter of the city of Plymouth and the acts amendatory thereof,

GEO. W. PECK.

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MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 92, A.,

A bill to amend section 1227, of the revised statutes of the state of Wisconsin for the year 1878, relating to guide boards,

No. 173, A.,

A bill to amend section 4567 of chapter 185 of the revised statutes, relating to the killing of insect devouring birds,

No. 220, A.,

A bill to reduce the rate of interest on tax sale certificates and amendatory of sec. 1165, revised statutes,

No. 252, A.,

A bill to authorize the town of Saukville, in the county of Ozaukee, to borrow money and issue bonds to build a bridge,

No. 327, A.,

A bill to provide for the Wisconsin National Guard retired list,

And has concurred in.

No. 106, S.,

A bill to authorize the City of Columbus to issue bonds to build and equip a school house in said city,

Jt. Res. No. 26, S.,

Directing superintendent of public instruction to deliver to historical society certain books.



## ASSEMBLY MESSAGE CONSIDERED.

No. 92, A.,

Was referred to the committee on Judiciary.

No. 173, A.,

Was referred to the committee on Agriculture.

No. 220, A.,

Was referred to the committee on Assessment and Collection of Taxes.

No. 252, A.,

Was referred to committee on Incorporations.

No. 327, A.,

Was referred to committee on Military Affairs.

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[RESOLUTIONS CONSIDERED.

The amendments to

Jt. Res. No. 20, S.,

Regarding the indexing of the rules,

Were adopted, and the resolution adopted as amended.

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ADJOURNMENT.

On motion of Senator Burdge,

The senate adjourned.

TUESDAY, MARCH 3d, 1891.

Senate met.

The president in the chair.

Prayer by the Rev. W. A. McAtee.

The roll was called and the following senators answered to their names:

Senators Apple, Bechtner, Burdge, Conner, Falconer, Fetzner, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Lees, MacBride, Main, Mead, Miller, Persons, Pratt, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr—27.

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The journal of Monday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senators Avery, Kroeger, Nash and Reynolds, until Wednesday morning.

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#### LETTERS, PETITIONS, ETC.

By Senator Voss:

Pet. No. 74, S.,

Petition of 75 citizens of the city of Watertown, against fish-way laws.

To committee on State Affairs.

By Senator Miller:

Pet. No. 75, S.,

Petition of J. T. Gibson, and 21 other citizens of Chippewa

county, praying for the establishment of a school for the feeble minded.

To committee on Charitable and Penal Institutions.

By Senator Burdge:

Pet. No. 76, S.,

Petition of Edward D. Eaton, and 90 other citizens of Beloit, asking for an institution for the feeble minded.

To committee on Charitable and Penal Institutions.

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## RESOLUTIONS INTRODUCED.

By Senator Voss:

Jt. Res. No. 29, S.,

*Resolved by the senate, the assembly concurring*, That the legislature adjourn sine die, on Friday, March 27, 1891.

*Resolved*, Further, that the committees are hereby directed to report all bills for action on or before Tuesday, March 17, 1891.

Lies over.

By Senator Greene:

Jt. Res. No. 30, S.,

*Resolved by the senate, the assembly concurring*, That Senator J. H. Woodnorth be permitted to introduce a bill to allow the town of Irene, in the county of Waupaca, to vote aid to a certain railroad.

Adopted.

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## REPORTS OF COMMITTEES.

The committee on Incorporations, to whom was referred, No. 262, S.,

A bill relating to and amendatory of chapter 247 of the laws of Wisconsin, for the year of 1878, and acts amendatory thereof, relating to the charter of the city of Fort Atkinson,

Have had the same under consideration, and have instructed me to report the same back with amendments, and recommend its passage when so amended.

R. J. MACBRIDE,  
Chairman.

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The select committee of one, to whom was referred, No. 242, S.,

A bill to revise, consolidate and amend the charter of the city of Oshkosh.

Has had the same under consideration, and reports the

same back with the recommendation that it be re-committed to the committee on Incorporations and ordered printed.

GEO. W. PRATT,  
Committee.

So ordered.

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The special committee of one, to whom was referred,  
No. 247, S.,

A bill to repeal that part of section 478, laws of 1864, relating to state or county roads.

Has had the same under consideration, and reports the same back with the recommendation that it be recommitted to the committee on Roads and Bridges, and ordered printed.

No. 302, S.,

A bill to authorize Henry Collette, J. S. Chase, Levi Collette, their successors and assigns, to maintain a dam or dams and otherwise improve the north branch of the Pine river, in Forest county, Wisconsin, and collect tolls therefor,

With the recommendation that it be referred to the committee on Incorporations, and ordered printed.

E. W. PERSONS,  
Committee.

So ordered.

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## EXECUTIVE COMMUNICATION.

MARCH 3, 1891.

*To the Honorable the Senate:*

The following entitled bill, originating in the senate, has been approved, signed and deposited in the office of the secretary of state:

No. 332, S.,

An act to amend chapter 409 of the laws of 1887, as amended by the several acts amendatory thereof, relating to the city of Berlin.

GEO. W. PECK.

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## MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has concurred in

No. 164, S.,

A bill to amend chapter 162, of the laws of Wisconsin for the year 1887, entitled, "An act to revise, consolidate and

amend the charter of the city of La Crosse, and the several acts amendatory thereof,"

No. 165, S.,

A bill to amend chapter 162, of the laws of Wisconsin for the year 1887, entitled, "An act to revise, consolidate and amend the charter of the city of La Crosse, and the several acts amendatory thereof."

And has passed and asked the concurrence of the senate in No. 157, A.,

A bill to create the 16th judicial circuit out of the counties of Marathon, Lincoln and Oneida.

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#### ASSEMBLY MESSAGE CONSIDERED.

No. 157, A.,

Was referred to committee on Judiciary.

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#### RESOLUTIONS CONSIDERED.

On motion of Senator Greene,

Jt. Res. No. 28, S.,

Relating to the return of the direct tax,

Was referred to committee Federal Relations.

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#### BILLS READY FOR A THIRD READING.

No. 19, S.,

A bill to prevent deception in the sale and use of imitations of dairy products,

No. 98, S.,

A bill relating to the relief and support of the poor, and amendatory of chapter 63, of the revised statutes of 1878,

No. 131, S.,

A bill relating to trustees of county asylums for chronic insane.

No. 153, S.,

A bill to amend section 8, of chapter 1, of the laws of 1887, entitled, "An act to revise, consolidate and amend chapter 43, of the private and local laws of 1869, entitled, 'An act to incorporate the Wisconsin Odd Fellows Mutual Life Insurance Company, approved February 17, 1889, and the several acts amendatory thereto,'"

No. 310, S.,

A bill to amend chapter 113 of the revised statutes, relating to circuit courts,

Were severally read a third time and passed.



No. 80, S.,

A bill to appropriate the sums of money therein named to the charitable, reformatory and penal institutions of the state,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: Ayes, 27; noes, 0; not voting, 6.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Burdge, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Lees, MacBride, Main, Mead, Miller, Persons, Pratt, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr—27.

Absent or not voting—Senators Avery, Clawson, Kroeger, Nash, Phipps and Reynolds—6.

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### BILLS ON THEIR THIRD READING.

No. 104, A.,

A bill to amend chapter 23, of the private and local laws of Wisconsin, for the year 1867, entitled, "an act to incorporate the Wisconsin yearly meeting of Free Will Baptists,"

No. 164, A.,

A bill to fix the compensation of the stationery clerk of the assembly as provided in section 1, of chapter 522, of the laws of 1859, relating to legislative employes,

Were severally ordered to a third reading.

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### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 4, S.,

A bill making members of the county board ineligible to serve as trustees of county asylums for the chronic insane,

No. 82, S.,

A bill to authorize the state board of supervision to purchase a tract of land adjoining the school for the blind, and appropriating money therefor,

Were severally recommitted to the committee on Charitable and Penal Institutions.

No. 83, S.,

A bill to appropriate a certain sum of money therein named to the Wisconsin School for the Deaf,

No. 85, S.,

A bill to appropriate a certain sum of money therein named to the State Public School,

No. 103, S.,

A bill to authorize the State Board of Supervision to purchase a tract of land adjoining the Northern Hospital for the Insane, and to appropriate money therefor,

Were severally recommitted to the committee on Claims.

No. 101, S.,

A bill to amend section 13, of chapter 377, of the laws of 1885, relating to the commitment of dependent children,

No. 286, S.,

A bill for an act relating to the examination of persons in actions for the recovery of damages for personal injuries,

Were recommitted to the committee on Judiciary.

No. 156, S.,

A bill to amend chapter 525 of the laws of Wisconsin for the year 1889, entitled, "an act regulating building and loan associations,"

Was recommitted to the committee on Incorporations.

No. 59, S.,

A bill relating to the Bohemian Roman Catholic Central Union, of the state of Wisconsin, and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, of the laws of 1883, and chapter 458, of the laws of 1885, and chapter 42, of the laws of 1837, and chapter 534, of the laws of 1887, all embraced in section 1953 b, of Sanborn & Berryman's Annotated Statutes of Wisconsin,

No. 137, S.,

A bill to correct an error in the levy and collection of state tax for the year 1890, in the county of Portage,

No. 185, S.,

A bill to amend chapter 181, of the laws of 1883, entitled "An act to revise, consolidate and amend chapter 57, of the laws of 1874, entitled, 'An act to incorporate the city of Columbus,' and the several acts amendatory thereof,"

No. 284, S.,

A bill for an act to amend section 1, chapter 202, of the laws of 1882,

Were severally ordered engrossed and read a third time.

The amendments to,

No. 87, S.,

A bill to provide for the purchase and distribution of Sanborn & Berryman's Annotated Statutes, and to appropriate money therefor.

Were adopted, and the bill laid over.

No. 121, S.,

A bill to revise and amend an act, entitled, "An act to incorporate the city of Two Rivers,"

No. 157 S.,

A bill relating to the commitment of dependent children, Were severally laid over.

No. 172, S.,

A bill to amend section 3315, of the revised statutes of 1878, entitled "of liens," as amended by chapter 312, laws of 1885, and chapter 535, laws of 1887, and chapter 333, laws of 1889.

Was laid over until next Tuesday.

On motion of Senator Kingston,

The rules were suspended, and

No. 201, S.,

A bill to create a municipal court in and for the county of Langlade,

Was read a third time and passed.

Senator Kingston offered the following amendment to

No. 208, S.,

A bill to amend chapter 27, laws of 1849, entitled, "an act to revise, consolidate and amend chapter 127, laws 1887, entitled, 'an act to incorporate the city of Ashland.'"

The printed bill No. 208, S., is hereby amended by inserting immediately after section 15 of said bill, the following, to be known as section 16:

SECTION 16. The city treasurer may be elected to succeed himself.

Said bill is further amended as follows:

Section 16 of said printed bill shall be numbered 17, and section 17 of said printed bill shall be numbered 18,

Which was adopted,

And the bill ordered engrossed and read a third time.

No. 91, S.,

A bill to repeal chapter 339, of the laws of 1889, providing for the relief of indigent or needy union soldiers and others,

No. 190, S.,

A bill amendatory of chapter 13 of the revised statutes of 1878, relating to notaries public,

No 202, S.,

A bill relating to the duties of court reporters,

No. 203, S.,

A bill to define further the duties of official court reporters of courts of record in this state,

No. 204, S.,

A bill relating to the appointment and compensation of attorney who defends indigent person and amendatory of section 4713 of chapter 191 of the revised statutes, 1878,

No. 206, S.,

A bill relating to the entry of judgment in cases appealed from justice's court and amendatory of section 3770, of chapter 160, revised statutes, 1878,

No. 207, S.,

A bill relating to appeals from justices' courts and amend-

atory of section 3766, revised statutes, of chapter 160, of revised statutes, 1878,

Were severally indefinitely postponed.

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ADJOURNMENT.

On motion of Senator Voss,  
The senate adjourned.

WEDNESDAY, MARCH 4, 1891.

The senate met.

The president in the chair.

Prayer by Rev. Mr. W. A. McAtee.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr.

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The Journal of Tuesday was approved.

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#### REPORTS OF COMMITTEES.

The joint committee on Charitable and Penal Institutions, to whom was referred,

No. 81, S,

A bill to amend section 16 of chapter 377 of the laws of 1885, as amended by section 2 of chapter 144 of the laws of 1889, relating to the state public school,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

M. C. MEAD,  
Chairman.

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The committee on Judiciary, to whom was referred,

No. 255, S,

A bill to authorize the city of Fond du Lac to borrow money and build and equip school buildings, in the city of Fond du Lac, Wisconsin,



No. 160, S.,

A bill authorizing the county judge of Winnebago county to employ a phonographic reporter in probate cases,

No. 150, S.,

A bill to amend section 2586 of the revised statutes and the several acts amendatory thereof, applying to admission to the bar,

No. 101, S.,

A bill to amend section 18, of chapter 377, of the laws of 1885, relating to the commitment of dependent children,

No. 51, S.,

A bill relating to property exempt from execution, and amendatory of sub-division 15, section 2982, chapter 130, of revised statutes,

No. 186, S.,

A bill entitled, "An act to amend section 2577, of the revised statutes, entitled, of 'Legal holidays,'"

Have had the same under consideration and have instructed me to report the same back with the recommendation that they do pass.

Senators Mead, Lees and Clawson, dissenting as to No. 51, S.

No. 118, A.,

A bill to amend section 3992, of chapter 170, of the revised statutes of 1878, entitled of "guardians and wards," as amended by chapter 68, laws of 1889,

With the recommendation that it be concurred in.

No. 167, S.,

A bill to amend subdivision one (1), of section 3775, of the revised statutes of 1878, in relation to the taxation of witness fees in justice courts,

No. 148, S.,

A bill to amend section 347a of the revised statutes,

No. 286, S.,

A bill for an act relating to the examination of persons in actions for the recovery of damages for personal injuries,

With the recommendation that they be indefinitely postponed.

Senator Clawson dissenting as to No. 286.

WM. KENNEDY,  
Chairman.

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The joint committee on Printing to whom was referred No. 129, S.,

A bill to amend chapter 373 of the laws of 1889, entitled, "An act to amend chapter 22, of the laws of 1887, entitled, 'An act to amend chapter 258, of the laws of 1883, entitled, 'An act to provide for the annual publication of railroad map and appropriating money therefor,'"

Have had the same under consideration, and have instructed me to report the same back with amendments and recommend its passage when so amended.

C. A. KOENITZER,  
Chairman Senate,  
W. V. McMULLEN,  
Chairman Assembly.

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The committee on Incorporations, to whom was referred,  
No. 128, A.,

A bill entitled "an act to amend chapter 260, of the laws of 1887, entitled, 'an act to revise, consolidate and amend the charter of the city of Stevens Point,' approved May 17, 1858, and the several acts amendatory thereof,"

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

R. J. MACBRIDE,  
Chairman.

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The committee on Engrossed Bills have examined and find correctly engrossed:

No. 59, S.,

A bill relating to the Bohemian Roman Catholic Central Union, of the state of Wisconsin, and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, of the laws of 1883, and chapter 458, of the laws of 1885, and chapter 42, of the laws of 1887, and chapter 534, of the laws of 1887, all embraced in section 1953 b, of Sanborn & Berryman's Annotated Statutes of Wisconsin,

No. 284, S.,

A bill for an act to amend section 1, chapter 202, of the laws of 1882,

No. 185, S.,

A bill to amend chapter 181, of the laws of 1883, entitled, "An act to revise, consolidate and amend chapter 57, of the laws of 1874, entitled, 'An act to incorporate the city of Columbus,' and the several acts amendatory thereof,"

No. 137, S.,

A bill to correct an error in the levy and collection of state tax for the year 1890, in the county of Portage.

F. T. YAHR,  
Chairman.

The committee on Enrolled Bills have examined and find correctly enrolled,

No. 164, S., §

A bill to amend chapter 162, of the laws of Wisconsin for the year 1887, entitled, "An act to revise, consolidate and amend the charter of the city of La Crosse, and the several acts amendatory thereof,"

No. 165, S.,

A bill to amend chapter 162, of the laws of Wisconsin for the year 1887, entitled, "An act to revise, consolidate and amend the charter of the city of La Crosse, and the several acts amendatory thereof,"

W. F. VOSS,  
Chairman.

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The select committee of one, to whom was referred,  
No 305, S.,

A bill in relation to persons and corporations offering premiums for testing the speed of horses, and to prevent the fraudulent entering of horses to compete for such premiums.

Has had the same under consideration, and reports the same back with the recommendation that it be recommitted to committee on State Affairs and ordered printed.

R. C. FALCONER,  
Committee.

So ordered.

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The select committee of one, to whom was referred,  
No. 248, S.,

A bill to amend section 695, as amended by chapter 149 laws of 1885, relating to county boards,

Has had the same under consideration, and reports the same back with the recommendation that it be re-committed to the committee on State Affairs, and ordered printed.

E. W. PERSONS,  
Committee.

So ordered.

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The select committee of one, to whom was referred,  
No. 270, S.,

A bill to amend an act entitled, "An act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof," approved March 28, 1865,

Has had the same under consideration, and reports the same back with the recommendation that it be indefinitely postponed.

WM. M. VOSS,  
Committee.

The special committee of one, to whom was referred,

No. 289, S.,

A bill to fix the time for holding the terms of court in the twelfth judicial circuit,

Has had the same under consideration, and reports the same back with the recommendation that it be recommitted to the committee on Judiciary and not printed.

P. J. CLAWSON,

Committee.

So ordered.

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The select committee of one, to whom was referred,

No. 297, S.,

A bill to amend chapter 159, of the laws of Wisconsin for 1852, entitled, "an act to incorporate the Milwaukee Gas Light company," and the several acts amendatory thereof,

Has had the same under consideration, and reports the same back with the recommendation that it be recommitted to the Milwaukee Delegation and ordered printed.

JOHN J. KEMPF,

Committee.

So ordered.

---

The special committee of one, to whom was referred,

No. 293, S.,

A bill to submit to the people an amendment to subdivision 9 of section 31 of article IV of the constitution of the state of Wisconsin.

Has had the same under consideration, and reports the same back with the recommendation that it be recommitted to the committee on Judiciary and ordered printed.

FRANK AVERY,

Committee.

So ordered.

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The select committee of one, to whom was referred,

No. 240, S.,

A bill to punish drunkenness,

Has had the same under consideration, and reports the same back with the recommendation that it be recommitted to the committee on State Affairs, and ordered printed.

W. S. MAIN,

Committee.

So ordered.

The select committee of one, to whom was referred,  
No. 312, S.,

A bill to secure better management and organization of farm institutes, and to repeal chapter 62 of the laws of 1887,

Has had the same under consideration, and reports the same back with the recommendation that it be committed to committee on Agriculture, and printed.

ADAM APPLE,  
Committee.

So ordered.

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The select committee of one, to whom was referred,  
No. 303, S.,

A bill to increase the fee to be paid by sleeping car companies,

Has had the same under consideration, and reports the same back with the recommendation that it be recommitted to the committee on Railroads.

E. W. PERSONS,  
Committee.

So ordered.

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The select committee of one, to whom was referred,  
No. 257, S.,

A bill to prescribe the number and duties of the legislative employes, fixing their compensation and providing for the printing of all bills, memorials, joint resolutions and the journals of each house,

Has had the same under consideration, and reports the same back with the recommendation that it be recommitted to the Judiciary committee and ordered printed.

J. T. KINGSTON, JR.,  
Committee.

So ordered.

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The select committee of one, to whom was referred,  
No. 249, S.,

A bill to amend the charter of the city of DePere,

Has had the same under consideration, and reports the same back with the recommendation that the same be recommitted to the committee on Incorporations, and ordered printed.

E. W. PERSONS,  
Committee.

So ordered.



The select committee of one, to whom was referred,  
No. 221, S.,

A bill in relation to the deposit of state funds in the banks of this state, and also regarding the salary to be paid to future state treasurers in the state of Wisconsin,

Has had the same under consideration, and reports the same back with the recommendation that the same be recommitted to the committee on State Affairs, and ordered printed.

R. J. MACBRIDE,  
Committee.

So ordered.

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The select committee of one, to whom was referred,  
No. 267, S.,

A bill to confer upon wards in cities within this state, the right to make certain contracts relating to ward improvements and expenditures,

Has had the same under consideration and report the same back with the recommendation that it be recommitted to the committee on Town and County Organization, and ordered printed.

JOHN J. KEMPF,  
Committee.

So ordered.

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The select committee of one, to whom was referred,  
No. 154, S.,

A bill to amend the charter of the city of Oshkosh.

No. 152, S.,

A bill to revise and amend the charter of the city of Menasha,

Has had the same under consideration, and reports the same back with the recommendation that they be recommitted to the committee on State Affairs and ordered not printed.

No. 243, S.,

A bill to confer upon the heirs, executors and administrators of Bertel Jensen the right to begin, maintain and prosecute certain actions and suits at law and in equity therein mentioned,

And recommend it be recommitted to the committee on Judiciary, and ordered printed.

So ordered.

No. 241, S.,

A bill to authorize the county board of Winnebago county to make the expenses of its tax commission of 1889 and cash to towns raised a county charge,

No. 245, S.,

A bill to appropriate to the Northern Agricultural and Mechanical association a sum of money therein named, to pay its indebtedness incurred by the payment of premiums.

No. 246, S.,

A bill to amend chapter 291, of the laws of 1830, entitled, "an act relating to the equalization of assessments."

No. 304, S.,

A bill to amend chapter 394 of the private and local laws of 1871, entitled "an act to amend and consolidate the charter of the village of Omro,"

With the recommendation that they be indefinitely postponed.

GEO. W. PRATT,  
Committee.

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The select committee of one, to whom was referred,

No. 330, S.,

A bill to authorize the Kickapoo Valley & Northern Railway company to construct and maintain a bridge across the Wisconsin river at or near the village of Wauzeka, in the county of Crawford,

Has had the same under consideration, and reports the same back with the recommendation that it be recommitted to committee on Railroads and ordered printed.

E. I. KIDD,  
Committee.

So ordered.

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To special committee of one, to whom was referred,

No. 321, S.,

A bill to amend the charter of the city of Barron,

Has had the same under consideration, and reports the same back with the recommendation that it be recommitted to the committee on Incorporations, and ordered printed.

No. 322, S.,

A bill relating to costs in justices' court in criminal cases,

With the recommendation that it be recommitted to the committee on Judiciary and ordered printed.

CHAS. S. TAYLOR,  
Committee.

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## EXECUTIVE COMMUNICATION.

MARCH 4, 1891.

*To the Honorable the Senate:*

The following entitled bill, originating in the senate, has been approved, signed and deposited in the office of the secretary of state:

No. 65, S.,

An act to authorize the justice of the peace elected in the third ward of the city of Two Rivers, to keep his office in the second ward of said city.

GEO. W. PECK.

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### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has adopted and asks the concurrence of the senate in

Jt. Res. No. 26, A.,

To allow Hon. John Winans to introduce a bill.

And has adopted, and asks the concurrence of the senate in,

Jt. Res. No. 24, A.,

Instructing committees to report all bills by March 23, 1891,

And has concurred in,

No. 127, S.,

A bill to amend the charter of the city of Waupaca.

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### ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 24, A.,

Was referred to committee on State Affairs.

Jt. Res., No. 26, A.,

Was concurred in.

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### RESOLUTIONS CONSIDERED.

On motion of Senator Voss,

Jt. Res. No. 29, S.,

Was referred to committee on State Affairs.

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### BILLS READY FOR A THIRD READING.

No. 104, A.,

A bill to amend chapter 23 of the private and local laws of Wisconsin for the year 1867, entitled, "an act to incorporate the Wisconsin yearly meeting of Free Will Baptists,"

Was concurred in.

No. 164, A.,

A bill to fix the compensation of the stationery clerk of the assembly as provided in section 1, of chapter 522, of the laws of 1889, relating to legislative employes,

Was concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 30; noes, none; not voting, 3.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Burdge, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 30.

Noes — None.

Absent or not voting — Senators Clawson, Kroeger and Phipps — 3.

On motion of Senator Stanchfield,

The rules were suspended, and

No. 255, S.,

A bill to authorize the city of Fond du Lac to borrow money to build and equip school buildings in the city of Fond du Lac, Wisconsin,

Was read a third time and passed.

The first amendment to

No. 172, S.,

A bill to amend section 3315, of the revised statutes of 1878, "of liens," as amended by chapter 312, laws of 1885, and chapter 535, laws of 1887, and chapter 333, laws of 1889,

Was adopted. The second amendment was rejected, and

On motion of Senator Clawson,

The rules were suspended, and the bill read a third time and passed.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

Senator Mead offered the following amendment to

No. 87, S.,

A bill to provide for the purchase and distribution of Sanborn & Berryman's Annotated Statutes, and to appropriate money therefor.

Amend section 2, by inserting in the second line thereof, after the word "county," the words "city," "village."

Which was adopted.

The bill was then ordered engrossed, and read a third time.

No. 121, S.,

A bill to revise and amend an act, entitled, "An act to incorporate the city of Two Rivers,"

Was recommended to a select committee of one, consisting of Senator Nash.

No. 157, S.,

A bill relating to the commitment of dependent children,  
Was laid over.

On motion of Senator Greene,

The rules were suspended, the amendments to

No. 262, S.,

A bill relating to and amendatory of chapter 247 of the laws of Wisconsin, for the year of 1878, and acts amendatory thereof, relating to the charter of the city of Fort Atkinson,

Were adopted, the bill read a third time and passed.

On motion of Senator Clawson,

No. 286, S.,

A bill for an act relating to the examination of persons in actions for the recovery of damages for personal injuries,  
Was placed on the general file.

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### RECESS.

Senator Taylor moved that the senate take a recess until 7:30 P. M.

The ayes and noes being demanded, it was decided in the affirmative. Ayes, 23; noes, 8; not voting, 2.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, MacBride, Mead, Nash, Persons, Price, Reynolds, Stanchfield Taylor, Woodnorth and Yahr—23.

Noes—Senators Fetzner, Horn, Koenitzer, Lees, Main, Miller, Pratt and Voss—8.

Absent or not voting—Senators Kroeger and Phipps—2.

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7:30, P. M.

The senate was called to order by the president.

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### LETTERS, PETITIONS, ETC.

By Senator MacBride:

Pet. No. 77, S.,

Petition of Henry S. McBain, clerk of the circuit court of Eau Claire county, Wis., and other county officers of Eau Claire county, against the passage of bill



No. 16, S.,

A bill to abolish the State Board of Supervision and the State Board of Charities and Reform, and to create the State Board of Control of Reformatory, Charitable and Penal Institutions, and making an appropriation therefor.

To committee on Charitable and Penal Institutions.

By Senator Kennedy:

Pet. No. 78, S.,

A petition of Peter Reuter and sixteen others, of Outagamie county, Wisconsin, in favor of the passage of bill No. 123, S.

To committee on Finance, Banks and Insurance.

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### REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,  
No. 220, S.,

A bill to amend section 1775, chapter 86, revised statutes, as amended by chapter 133, laws of 1881, and chapter 70, laws of 1883, relating to corporations,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be recommitted to committee on Incorporations.

No. 157, A.,

A bill to create the 16th judicial circuit out of the counties of Marathon, Lincoln and Oneida,

With the recommendation that it be concurred in.

Senators Lees and Clawson dissenting.

No. 311, S.,

A bill to provide for a tax commission,

With the recommendation that it be recommitted to the committee on Assessment and Collection of Taxes.

No. 291, S.,

A bill to amend chapter 204, of the general laws of 1879, and the several acts amendatory thereof,

With the recommendation that it be recommitted to the committee on Finance, Banks and Insurance.

No. 216, S.,

A bill to amend section 4102 of the revised statutes of 1878, relating to evidence,

No. 166, S.,

A bill to repeal section 1010, of the revised statutes of 1878, as amended by chapter 226, of the laws of 1889,

No. 173, S.,

A bill to amend section 4633 of the chapter 188 of the revised statutes, entitled "crimes and punishments thereof,"

No. 174, S.,

A bill to repeal section 4678, chapter 189, of the revised statutes, entitled "of indictments, information and proceedings before trial,"

No. 195, S.,

A bill relating to judicial and execution sales of lands,

No. 205, S.,

A bill regulating the publication of sales of land for taxes in Ashland county,

No. 191, S.,

A bill to extend the right of suffrage to certain soldiers of the late civil war,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be indefinitely postponed.

WM. KENNEDY,  
Chairman.

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The committee on Incorporations, to whom was referred,  
No. 161, S.,

A bill to amend section 3775, of the revised statutes, concerning fees of jurors in justice courts,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be re-referred to the committee on Judiciary.

No. 187, S.,

A bill to amend chapter 54, of the laws of 1885, entitled, "An act to incorporate the city of Viroqua,"

No. 292, S.,

A bill to authorize the city of Menomonie to appropriate a sum of money,

No. 231, S.,

A bill to amend section 904 of chapter 40 of the revised statutes of 1878, entitled, "of villages,"

With the recommendation that they do severally pass.

No. 5, A.,

A bill authorizing the building of a dock in Sturgeon Bay,

No. 15, A.,

A bill authorizing Bernhard Deiter to build and maintain a pier in the waters of Sturgeon Bay, Door county,

No. 21, A.,

A bill to authorize the Hagemeister Brewing company to build piers in Sturgeon bay,

No. 65, A.,

A bill authorizing the city of Oconto to issue bonds in a sum not exceeding sixteen thousand dollars,

No. 187 A.,

A bill to amend chapter 159, laws of 1885, entitled, "An act to revise, codify and amend chapter 278, laws of 1874, entitled 'an act to incorporate the city of Shawano, and the several acts amendatory thereof,'"

No. 252, A.,

A bill to authorize the town of Saukville, in the county of

Ozaukee, to borrow money and issue bonds to build a bridge,

With the recommendation that they be severally concurred in.

R. J. MACBRIDE,  
Chairman.

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The committee on Engrossed Bills have examined and find correctly engrossed:

No. 208, S.,

A bill to amend chapter 27, laws of 1889, entitled, "an act to revise, consolidate and amend chapter 127, laws 1887, entitled, 'an act to incorporate the city of Ashland,'"

No 87, S.,

A bill to provide for the purchase and distribution of Sanborn & Berryman's Annotated Statutes, and to appropriate money therefor.

F. T. YAHR,  
Chairman.

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The select committee of one, to whom was referred,  
No. 169, S.,

A bill to authorize the common council of the city of Milwaukee to change the grade of Third street, from Chestnut street to Cedar street, in the Second ward of the city of Milwaukee, and to change the grade of West Water street from its intersection with Third street to Cedar street in the second ward of the city of Milwaukee,

Has had the same under consideration, and reports the same back with recommendation that it be recommitted to the Milwaukee Delegation, and ordered printed.

No. 171, S.,

A bill to regulate rendering and fertilizing in the county of Ozaukee,

With recommendation that it be recommitted to the Milwaukee Delegation, and ordered printed.

No. 170, S.,

A bill to authorize the city of Milwaukee to issue bonds to the amount of fifty thousand dollars for the purchase of the west one-half of block thirty-six, in the Second ward of the city of Milwaukee, for market purposes,

With recommendation that it be recommitted to the Milwaukee Delegation, and ordered printed.

C. A. KOENITZER,  
Committee.

So ordered.

The select committee of one, to whom was referred,  
No. 272, S.,

A bill to amend sections 4928 and 4928a of the revised statutes and acts amendatory thereof, relating to convicts in the state prison,

Has had the same under consideration, and reports the same back with the recommendation that it be recommitted to the committee on Judiciary, and ordered not printed.

W. H. PHIPPS,  
Committee.

So ordered.

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The select committee of one, to whom was referred,  
No. 318, S.,

A bill to authorize W. B. Crawford, his heirs and assigns, to erect and maintain a dam on Yellow river in Barron county,

Has had the same under consideration and begs leave to report the same back with the recommendation that it be recommitted to the committee on Incorporations, and ordered printed.

No. 320, S.,

A bill relating to the sale of lands for the non-payment of taxes and the expiration of the period of redemption therefrom,

With the recommendation that it be recommitted to committee on Assessment and Collection of Taxes, and ordered printed.

CHAS. S. TAYLOR,  
Committee.

So ordered.

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The select committee of one, to whom was referred,  
No. 260, S.,

A bill to amend section 234, laws of 1889, relating to agricultural, mechanical or industrial fairs or expositions,

Has had the same under consideration, and reports the same back with the recommendation that it be recommitted to the committee on Agriculture, and ordered printed.

S. B. STANCHFIELD,  
Committee.

So ordered.

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The select committee of one, to whom was referred,  
No. 324, S.,

A bill to provide for the survey of swamp lands in the township of Freeman, Crawford county, and fixing the minimum price at which the same may be sold,

Has had the same under consideration, and reports the same back with the recommendation that the same be re-committed to the committee on Public Lands, and ordered printed.

E. I. KIDD,  
Committee.

So ordered.

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The select committee of one, to whom was referred,  
No. 299, S.,

A bill to amend chapter 184, laws of 1874, entitled, an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852," and the several acts amendatory thereof,

Has had the same under consideration and reports the same back with the recommendation that it be re-committed to the Milwaukee Delegation, and ordered printed.

JOHN. J. KEMPF,  
Committee.

So ordered.

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## EXECUTIVE COMMUNICATIONS.

MARCH 4th, 1891.

*To the Honorable, the Senate:*

The following entitled bills, originating in the senate, have been approved, signed, deposited in the office of the secretary of state:

No. 164, S.,

An act to amend chapter 162 of the laws of Wisconsin for the year 1887, entitled "An act to revise, consolidate and amend the charter of the city of La Crosse, and the several acts amendatory thereof,"

No. 165, S.,

An act to amend chapter 162, of the laws of Wisconsin for the year 1887, entitled "An act to revise, consolidate and amend the charter of the city of La Crosse, and the several acts amendatory thereof."

GEO. W. PECK.

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## MESSAGE FROM THE ASSEMBLY.

BY GEO. W. PORTH, chief clerk thereof.

Mr. PRESIDENT:

I am directed to inform you that the assembly has adopted and asks the concurrence of the senate in



No. 69, A.,

A bill to repeal chapter 467, of the laws of 1885, entitled, "An act to suppress and prevent the spread of infectious and contagious diseases among domestic animals, and to provide for the appointment of a state veterinarian,"

No. 76, A.,

A bill to amend section 2, of chapter 19, of the laws of Wisconsin for 1887, entitled "an act to provide for a register of probate in the county of Rock,"

And has concurred in

Jt. Res. No. 30, S.,

Permitting Senator Woodnorth to introduce a bill.

And has adopted and asks the concurrence of the senate in

Jt. Res. No. 25, A.,

For a committee to fix a time for final adjournment.

And has passed and asked the concurrence of the senate in

No. 657, A.,

A bill to amend chapter 195, of the laws of Wisconsin for 1878, entitled, "an act to incorporate the city of Waupun."

And requests the return of

No. 164, A.,

A bill to fix the compensation of the stationery clerk of the assembly, as provided in section 1, of chapter 522, of the laws of 1889, relating to legislative employes,

For further consideration.

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### ASSEMBLY MESSAGE CONSIDERED.

No. 69, A.,

Was referred to the committee on Agriculture.

No. 76, A.,

Was referred to committee on Judiciary.

On motion of Senator Mead,

Jt. Res. No. 25, A.,

Was referred to the committee on State Affairs.

On motion of Senator Voss,

The rules were suspended, and

No. 657, A.,

Was read a third time and concurred in.

On motion of Senator Taylor,

The vote by which

No. 164, S.,

Was concurred in, was reconsidered, and the bill was returned to the assembly for further consideration.

## BILLS INTRODUCED.

Read first and second times and referred.

By Senator Woodnorth:

No. 333, S.,

A bill to authorize certain towns in Waupaca and Shawano counties to vote aid to certain railroads.

To committee on Incorporations.

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## RESOLUTIONS INTRODUCED.

By Senator MacBride:

Jt. Res. No. 31, S.,

*Resolved by the senate, the assembly concurring,* That Senator Greene be empowered to introduce a bill to appropriate to the governor's contingent fund a certain sum of money for the years 1891 and 1892.

Adopted.

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## ADJOURNMENT.

On motion of Senator Lees,

The senate adjourned.

THURSDAY, MARCH 5th, 1891.

Senate met.

The president in the chair.

Prayer by the Rev. W. A. McAtee.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—31.

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The Journal of Wednesday was approved.

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#### LETTERS, PETITIONS, ETC.

By Senator Reynolds:

Pet. No. 79, S.

Petition of trustees of Walworth county insane asylum, against passage of bill No. 16, S.

To committee on Claims.

By Senator Apple:

Pet. No. 80, S.,

Petition of A. B. Hays, and 4 others, from Racine county, against bill No. 16, S., abolishing the State Board of Supervision and the State Board of Charities and Reform.

To committee on Charitable and Penal Institutions.

By Senator Apple:

Pet. No. 81, S.,

Petition of T. C. Kline, and 4 others, against bill No. 16,

S., abolishing the State Board of Charities and Reform and the State Board of Supervision.

To committee on Charitable and Penal Institutions.

By Senator Horn, by request:

Pet. No. 82, S.,

Petition of Nic Langer, and others, of Ozaukee county, asking for a continuance of Farmers' Institutes as now organized.

To committee on Agriculture.

By Senator Betchner:

Pet. No. 83, S.,

Petition of the Grand Council of the American Legion of Honor, for the passage of bill No. 481, A., to regulate mutual, beneficial and fraternal orders and associations.

To committee on Finance, Banks and Insurance.

By Senator Betchner:

Pet. No. 84, S.,

Petition of Northwestern Masonic Aid Association, asking for passage of bill No. 481, A., to regulate mutual, beneficial and fraternal orders and associations.

To committee on Finance, Banks and Insurance.

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## REPORTS OF COMMITTEES.

The committee on Incorporations, to whom was referred, No. 283, S.,

A bill to amend chapter 5, of chapter 184, laws of 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee and the several acts amendatory thereof," and the several acts amendatory thereof, and the several acts amendatory thereof,

Have had the same under consideration, and have instructed me to report the same back with amendments, and with the recommendation that it be printed and recommitted to Milwaukee Delegation.

So ordered.

No. 197, S.,

A bill to amend and revise chapter 140 of the laws of Wisconsin for the year 1835, entitled "an act to incorporate the city of Cumberland,"

With the recommendation that it do pass.

R. J. MACBRIDE,  
Chairman.

The committee on Claims, to whom was referred,  
No. 122, S.,

A bill to provide for the annual appropriation of a sum of money therein named to the Wisconsin State Cranberry Growers' association,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

No. 83, S.,

A bill to appropriate a certain sum of money therein named to the Wisconsin School for the Deaf,

No. 85, S.,

A bill to appropriate a certain sum of money therein amend to the State Public School,

No. 103, S.,

A bill to authorize the State Board of Supervision to purchase a tract of land adjoining the Northern Hospital for the Insane, and to appropriate money therefor,

With the recommendation that they do pass.

WM. F. NASH,  
Chairman.

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The joint committee on Charitable and Penal Institutions, to whom was referred,

No. 82, S.,

A bill to authorize the state board of supervision to purchase a tract of land adjoining the school for the blind, and appropriating money therefor,

Have had the same under consideration, and have instructed me to report the same back with an amendment and recommend its passage when so amended.

M. C. MEAD,  
Chairman.

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The committee on Town and County Organization, to whom was referred,

No. 159, A.,

A bill to amend chapter 270, of the laws of 1887, as amended by chapter 505, of the laws of 1889, entitled, "An act to change the boundaries of the towns of Forest county and relating to taxation in said county,"

Have had the same under consideration, and have instructed me to report the same back with the recommendation that the same be concurred in.

J. T. KINGSTON, JR.,  
Chairman.

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On motion of Senator Taylor,  
The rules were suspended, and



No. 197, S.,

A bill to amend and revise chapter 140 of the laws of Wisconsin for the year 1885, entitled, "an act to incorporate the city of Cumberland,"

Was read a third time and passed.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 127, S.,

A bill entitled, "an act to amend the charter of the city of Waupaca,"

No. 106, S.,

A bill entitled, "an act to authorize the city of Columbus to issue bonds to build and equip a school house in said city."

Jt. Res. No. 26, S.,

Directing the Superintendent of Public Instruction to deliver to the Historical Society certain books.

W. F. VOSS,  
Chairman.

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#### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 95, A.,

A bill to amend section 2637 of the revised statutes of Wisconsin, relating to service of summons in process upon aid or benefit associations or corporations, not having attorney or agents within this state,

No. 338, A.,

A bill to amend and revise chapter 313, of laws of 1876, entitled, "An act to revise, consolidate and amend the charter of the city of Racine and the several acts amendatory thereof,"

No. 357, A.,

A bill to authorize Cyrus C. Yawkey, George W. Lee and Andrew Jackson, their associates, heirs and assigns, to construct, maintain and operate a canal from Lake Katherine to Tomahawk lakes in Oneida county, and to construct, maintain and operate booms and other works appurtenant thereto, for log driving purposes, and to drive, boom and handle logs therein,

No. 363, A.,

A bill to revise chapter 37, of the general laws of 1885, entitled, "an act to incorporate the city of Kaukauna,"

No. 673, A.,

A bill to amend an act entitled, "An act to incorporate the city of Jefferson."

And has concurred in

No. 255, S.,

A bill to authorize the city of Fond du Lac to borrow money to build and equip school buildings in the city of Fond du Lac, Wisconsin.

And has passed

No. 164, A.,

A bill to fix the compensation of the stationery clerk of the assembly as provided for in section 1 of chapter 522 of the laws of 1889, relating to legislative employes.

And has concurred in

Jt. Res. No. 31, S.,

Authorizing Senator Greene to introduce a bill.

And has adopted, and asks the concurrence of the senate in,

Jt. Res. No. 28, A.,

Requesting the governor to return bill No. 98, A., for correction.

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#### ASSEMBLY MESSAGE CONSIDERED.

No. 95, A.,

Was referred to committee on Judiciary.

On motion of Senator Apple,

The rules were suspended, and

No. 338, A.,

Was read a third time and concurred in.

On motion of Senator Kennedy,

The rules were suspended, and

No. 365, A.,

Was read a third time and concurred in.

Nos. 357 and 673, A.,

Were severally referred to the committee on Incorporations.

No. 164, A.,

Was referred to the committee on Legislative Expenditures.

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#### BILLS READY FOR A THIRD READING.

No. 59, S.,

A bill relating to the Bohemian Roman Catholic Central Union, of the state of Wisconsin, and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, of the laws of 1883, and chapter 458, of the laws of 1885, and

chapter 42, of the laws of 1887, and chapter 534, of the laws of 1887, all embraced in section 1953 b, of Sanborn & Berryman's Annotated Statutes of Wisconsin,

Was recommended to the committee on Finance, Banks and Insurance.

No. 87, S.,

A bill to provide for the purchase and distribution of Sanborn & Berryman's Annotated Statutes, and to appropriate money therefor.

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 30; noes, none; not voting, 3.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Pratt, Price, Reynolds, Stanchfield, Voss, Woodnorth and Yahr—30.

Noes—None.

Absent or not voting—Senators Kroeger, Phipps and Taylor—3.

No. 137, S.,

A bill to correct an error in the levy and collection of state tax for the year 1890, in the county of Portage,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 29; noes, none; not voting, 4.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Koenitzer, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss and Yahr—29.

Noes—None.

Absent or not voting—Senators Kingston, Kroeger, Phipps and Woodnorth—4.

No. 185, S.,

A bill to amend chapter 181, of the laws of 1883, entitled, "An act to revise, consolidate and amend chapter 57, of the laws of 1874, entitled, 'An act to incorporate the city of Columbus,' and the several acts amendatory thereof,"

No. 208, S.,

A bill to amend chapter 27, laws of 1889, entitled, "an act to revise, consolidate and amend chapter 127, laws 1887, entitled, 'an act to incorporate the city of Ashland,'"

No. 284, S.,

A bill for an act to amend section 1, chapter 202, of the laws of 1882,

Were severally read a third time and passed.

## ASSEMBLY BILLS ON THEIR THIRD READING.

No. 5, A.,

A bill authorizing the building of a dock in Sturgeon Bay,

No. 15, A.,

A bill authorizing Bernhard Deiter to build and maintain a pier in the waters of Sturgeon Bay, Door county,

No. 21, A.,

A bill to authorize the Hagemeister Brewing company to build piers in Sturgeon bay,

No. 65, A.,

A bill authorizing the city of Oconto to issue bonds in a sum not exceeding sixteen thousand dollars,

No. 118, A.,

A bill to amend section 3992 of the revised statutes of 1878, as amended,

No. 128, A.,

A bill entitled, "an act to amend chapter 260 of the laws of 1887, entitled, "an act to revise, consolidate and amend the charter of the city of Stevens Point, approved May 17, 1858, and the several acts amendatory thereof,"

No. 157, A.,

A bill to create the 16th judicial circuit out of the counties of Marathon, Lincoln and Oneida,

No. 187, A.,

A bill to amend chapter 159, laws of 1885, entitled "An act to revise, codify and amend chapter 278, laws of 1874, entitled, 'an act to incorporate the city of Shawano,' and the several acts amendatory thereof,"

No. 252, A.,

A bill to authorize the town of Saukville, in the county of Ozaukee, to borrow money and issue bonds to build a bridge,

Were severally ordered to a third reading.

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BILLS ON THEIR ENGROSSMENT AND THIRD READING.

On motion of Senator Mead,

No. 51, S.,

A bill relating to property exempt from execution, and amendatory of sub-division 15, section 2982, chapter 130, of revised statutes,

Was indefinitely postponed.

The ayes and noes being demanded, it was decided in the affirmative: Ayes, 16; noes, 15; absent or not voting, 2.

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Clawson,

Falconer, Fetzner, Joiner, Lees, Main, Mead, Miller, Nash, Persons, Pratt, Voss and Yahr—16.

Noes — Senators Apple, Conner, Greene, Horn, Kempf, Kennedy, Kidd, Kingston, Koenitzer, MacBride, Price, Reynolds, Stanchfield, Taylor and Woodnorth.—15.

Absent or not voting — Senators Kroeger, and Phipps,—2.

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The amendments to

No. 129, S.,

A bill to amend chapter 373 of the laws of 1889, entitled, "An act to amend chapter 22, of the laws of 1887, entitled, 'An act to amend chapter 258, of the laws of 1883, entitled, 'An act to provide for the annual publication of railroad map and appropriating money therefor,'"

Were adopted, and the bill recommitted to the committee on Claims,

No. 157, S.,

A bill relating to the commitment of dependent children, Was recommitted to the committee on Charitable and Penal Institutions.

No. 191, S.,

A bill to extend the right of suffrage to certain soldiers of the late civil war,

Was re-committed to the committee on Military Affairs.

No. 216, S.,

A bill to amend section 4102 of the revised statutes of 1878 relating to evidence,

Was laid over until March 10th.

No. 286, S.,

A bill for an act relating to the examination of persons in actions for the recovery of damages for personal injuries, Was re committed to the committee on Roads and Bridges.

No. 81, S.,

A bill to amend section 16 of chapter 377 of the laws of 1885, as amended by section 2 of chapter 144 of the laws of 1889, relating to the state public school,

No. 101, S.,

A bill to amend section 18, of chapter 377, of the laws of 1885, relating to the commitment of dependent children,

No. 150, S.,

A bill to amend section 2586 of the revised statutes and the several acts amendatory thereof, applying to admission to the bar,

No. 160, S.,

A bill authorizing the county judge of Winnebago county to employ a phonographic reporter in probate cases,

No. 186, S.,

A bill entitled, "An act to amend section 2577, of the revised statutes, entitled, 'Legal holidays,'"



No. 231, S.,

A bill to amend section 904 of chapter 40 of the revised statutes of 1878, entitled, "of villages,"

No. 292, S.,

A bill to authorize the city of Menomonie to appropriate a sum of money,

No. 187, S.,

A bill to amend chapter 54, of the laws of 1885, entitled, "An act to incorporate the city of Viroqua,"

Were severally ordered engrossed and read a third time.

No. 148, S.,

A bill to amend section 347a of the revised statutes,

No. 166, S.,

A bill to repeal section 1010, of the revised statutes of 1878, as amended by chapter 226, of the laws of 1889,

No. 167, S.,

A bill to amend subdivision one (1), of section 3775, of the revised statutes of 1878, in relation to the taxation of witness fees in justice courts,

No. 173, S.,

A bill to amend section 4633 of the chapter 188 of the revised statutes, entitled "crimes and punishments thereof,"

No. 174, S.,

A bill to repeal section 4673, chapter 189, of the revised statutes, entitled "of indictments, information and proceedings before trial,"

No. 195, S.,

A bill relating to judicial and execution sales of lands,

No. 205, S.,

A bill regulating the publication of sales of land for taxes in Ashland county,

No. 245, S.,

A bill to appropriate to the Northern Agricultural and Mechanical association a sum of money therein named, to pay its indebtedness incurred by the payment of premiums.

No. 246, S.,

A bill to amend chapter 291, of the laws of 1880, entitled, "an act relating to the equalization of assessments."

No. 270, S.,

A bill to amend an act entitled, "An act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof," approved March 28, 1865,

No. 304, S.,

A bill to amend chapter 394 of the private and local laws of 181, entitled "an act to amend and consolidate the charter of the village of Omro,"

Were severally indefinitely postponed.

## BILLS INTRODUCED.

Read first and second times and referred.

By Senator Greene:

No. 334, S.,

A bill to appropriate to the governor's contingent fund a sum of money therein named.

To committee on Claims.

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ADJOURNMENT.

On motion of Senator Horn,  
The senate adjourned.

FRIDAY, MARCH 6, 1891,

Senate met.

The president in the chair.

Prayer by Rev. W. A. McAtee.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Pratt, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr—29.

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The Journal of Thursday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted to Senator Horn until Monday.

To Senator Reynolds until Tuesday.

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Senator Clawson rose to a personal explanation, and said In the *Evening Wisconsin* of March 5th inst., I am reported as saying that our reverend chaplain, Rev. Mr. McAtee plagiarized the Lord's prayer, and the inference is that such statement was made on the floor of the senate. This statement, Mr. President, is wholly without foundation. I made no such remark, either on the floor of this honorable senate or off the floor. I said nothing whatever here or elsewhere of the kind or import. And having the

most profound respect and veneration for religion, I feel that it is due to the dignity of this honorable senate that a misstatement of so serious a character on the part of one of the reporters of a leading journal of this state should be corrected.

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### LETTERS, PETITIONS, ETC.

By Senator Conner:

Pet. No. 85, S.,

Petition of A. C. Hanson and B. F. Smith, trustees of La Crosse county insane asylum, and others, against the passage of No. 16, S.,

A bill to abolish the State Board of Supervision and State Board of Charities and Reform.

To committee on Charitable and Penal Institutions.

By Senator Lees:

Pet. No. 86, S.,

Petition of the city of Fountain City, in favor of Winona Mutual Benefit Association.

To committee on Finance, Banks and Insurance.

By Senator Lees:

Pet. No. 87, S.,

Petition of Arcadia in favor of Winona Mutual Benefit Association.

To committee on Finance, Banks and Insurance.

By Senator Connor:

Pet. No. 88, S.,

Petition of H. P. Proctor, and forty other citizens of Vernon county, in favor of establishment of a home for the feeble minded.

To committee on Charitable and Penal Institutions.

By Senator Conner:

Pet. No. 89, S.,

Petition of B. F. Purdy, and 30 other citizens of Vernon county, in favor of the establishment of a home for the feeble-minded.

To committee on Charitable and Penal Institutions.

By Senator Bechtner:

Pet. No. 90, S.,

Petition of the Supreme Council of Northwestern Benevolent Association, asking for the passage of bill No. 481, A., to regulate mutual, beneficial and fraternal orders and associations providing insurance on the assessment plan.

To committee on Finance, Banks and Insurance.

By Senator Bechtner:

Pet. No. 91, S.,

Petition of the order of the United States Benevolent association of Wisconsin, for passage of bill No. 481, A., to regulate mutual beneficial and fraternal orders and associations.

To committee on Finance, Banks and Insurance.

By Senator Falconer:

Pet. No. 92, S.,

Petition of Allan Bogue, and others, against the passage of bill No. 16, S., relating to board of charities and super-  
vision.

To committee on Charitable and Penal Institutions.

By Senator Pratt:

Pet. No. 93, S.,

Petition of A. H. F. Krueger, Chas. Morgan, and 20 others, members of the board of supervisors of Winnebago county, against the passage of bill No. 16, S.

To committee on Charitable and Penal Institutions.

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On motion of Senator Kingston,  
The chief clerk was instructed to recall from the assembly,

No. 98, A.

A bill to incorporate the city of Tomahawk,  
For further consideration.

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#### RESOLUTIONS INTRODUCED.

By Senator Voss:

Res. No. 32, S.,

*Resolved*, That the assembly be requested to return No. 657, A., a bill to amend chapter 195, of the laws of Wisconsin for 1878, entitled "an act to incorporate the city of Wau-  
pau,"

For further consideration.

By Senator Woodnorth:

Jt. Res. No. 32, S.,

*Resolved by the senate, the assembly concurring*, That the governor be requested to return

No. 127, S.,

A bill to amend the charter of the city of Waupaca,  
For further consideration.



## REPORTS OF COMMITTEES

The committee on Manufactures and Commerce, to whom was referred,

No. 37, S.,

A bill to prevent accidents to operators in manufacturing establishments,

No. 38, S.,

A bill to prohibit the locking of doors in factories during working hours,

Have had the same under consideration, and have instructed me to report the same back with amendments and recommend that they do pass when so amended.

HERMAN KROEGER,

Chairman.

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The committee on Judiciary, to whom was referred,

No. 230, S.,

A bill to amend section 2515 of chapter 115 of the revised statutes of 1878, entitled, "of other courts of record."

No. 41, S.,

A bill to vacate a part of Elm street in the city of West Bend,

No. 215, S.,

A bill to constitute and organize the seventeenth judicial circuit, to fix the times for holding the terms of court for the several counties therein, to provide for the election of a judge therefor, and to change the boundaries of the sixth and eighth judicial circuits,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do pass.

No. 20, A.,

A bill to exempt the town of Caledonia, Columbia county, from the operations of chapter 90, laws of 1885, and chapter 340, laws of 1889,

With the recommendation that it be concurred in.

No. 110, S.,

A bill to amend chapter 278 of the general laws of 1887, relating to punishment for larceny,

No. 209, S.,

A bill to amend section 3963 of the revised statutes relating to guardians and wards,

With amendments and recommend their passage when so amended.

No. 281, S.,

A bill to amend section 13 of chapter 248 of the laws of Wisconsin for the year 1889, entitled "an act to prevent espionage at public elections, to secure more fully the inde-

pendence of voters, to enforce the secrecy of the ballot, and provide for the printing and distributing of ballots at public expense."

No. 280, S.,

A bill to amend section 1 of chapter 201 of the laws of 1889, entitled "an act to amend chapter 291 of the laws of 1880, entitled 'an act relating to the equalization of assessments,'"

No. 111, S.,

A bill to amend the 4th sub-division of chapter 119 of the revised statutes of the state of Wisconsin, entitled "of the place of trial of civil actions," as amended by section 1 of chapter 3, of the laws of Wisconsin passed in the year 1885, entitled "an act to amend chapter 119, of the revised statutes of 1878," entitled "of the place of trial of civil actions."

No. 213, S.,

A bill to legalize a certain plat in the city of Eau Claire, Eau Claire county, Wis.,

No. 308, S.,

A bill to amend section 4840 of the revised statutes, relating to search warrants.

No. 161, S.,

A bill to amend section 3775, of the revised statutes, concerning fees of jurors in justice courts,

With the recommendation that they be indefinitely postponed.

Senator Taylor dissenting as to 308, S.,

WM. KENNEDY,  
Chairman.

The committee on Incorporations, to whom was referred,

No. 186, A.,

A bill to authorize the city of Elroy to borrow money and issue its corporate bonds therefor,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

R. J. MACBRIDE,  
Chairman.

The committee on Claims, to whom was referred,

No. 15, S.,

A bill to provide for the purchase of certain digests of Wisconsin Reports,

Have had the same under consideration, and have instructed me to report the same back with an amendment and recommend its passage when so amended.

No. 16, S.,

A bill to abolish the State Board of Supervision and the State Board of Charities and Reform, and to create the State Board of Control of Reformatory, Charitable and Penal Institutions, and making an appropriation therefor,

With the recommendation that it do pass,

Senator Kidd and Assemblymen Lambertson and McGillivray dissenting as to No. 16, S.

WM. F. NASH,  
Chairman.

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The committee on Engrossed Bills have examined and find correctly engrossed:

No. 150, S.,

A bill to amend section 258; of the revised statutes and the several acts amendatory thereof, applying to admission to the bar.

No. 186, S.,

A bill entitled, "an act to amend section 2577 of the revised statutes, entitled, 'Legal holidays,'"

No. 187, S.,

A bill to amend chapter 54, of the laws of 1885, entitled, "an act to incorporate the city of Viroqua,"

No. 81, S.,

A bill to amend section 16, of chapter 377, of the laws of 1885, as amended by section 2, of chapter 144, of the laws of 1889, relating to the state public school,

No. 101, S.,

A bill to amend section 18, of chapter 377, of the laws of 1885, relating to the commitment of dependent children,

No. 160, S.,

A bill authorizing the county judge of Winnebago county to employ a phonographic reporter in probate cases,

No. 292, S.,

A bill to authorize the city of Menomonie to appropriate a sum of money.

No. 231, S.,

A bill to amend section 904, of chapter 40, of the revised statutes of 1878, entitled, "of villages."

F. T. YAHR,  
Chairman.

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The committee on State Affairs, to whom was referred,

No. 84, S.,

A bill relating to the swamp lands in the county of Jackson, and to make an appropriation therefor.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be recommitted to the joint committee on Claims.

So ordered.

No. 120, A.,  
A bill for the prevention of child labor,  
Jt. Res. No. 24, A.,  
Instructing committees to report all bills by March 23,  
1891,

Jt. Res. No. 25, A.,  
For a committee to fix time for final adjournment,  
And recommend that they severally be concurred in.  
Jt. Res. No. 29, S.,  
Providing for adjournment of legislature sine die and  
recommending its reference to joint committee to be ap-  
pointed under Jt. Res. No. 25, A.,

So ordered.

No. 158, S.,

A bill to authorize Bertin Ramsey and Charles H. Jones,  
their successors and assigns, to improve the south branch of  
Pine River in Forest county, Wisconsin, and to collect tolls  
therefor,

And recommend it to be recommitted to committee on  
Incorporations.

So ordered.

No. 235, S.,

A bill to provide for the commitment of habitual drunk-  
ards, as insane,

And recommend it be recommitted to committee on  
Judiciary,

So ordered.

No. 117, S.,

A bill to provide for the extension and preservation of a  
certain system of drainage in Racine and Waukesha coun-  
ties,

And recommend it do pass.

GEO. W. PRATT,  
Chairman.

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On motion of Senator Pratt,  
The rules were suspended, and

Jt. Res. No. 25, A.,

Was concurred in.

On motion of Senator MacBride,

Jt. Res. No. 24, A.,

Was recommitted to the committee provided for by J.  
Res. No. 25, A.

On motion of Senator Avery,

The rules were suspended, and

No. 186, A.,

A bill to authorize the city of Elroy to borrow money and  
issue its corporate bonds therefor,

Was concurred in.

## EXECUTIVE COMMUNICATION.

MARCH 6, 1891.

*To the Honorable the Senate:*

The following entitled bill, originating in the senate, has been approved, signed and deposited in the office of the secretary of state:

No. 106, S.,

An act to authorize the city of Columbus to issue bonds to build and equip a school house in said city.

GEO. W. PECK.

## MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 71 A.,

A bill to amend the city charter of the city of Merrill,

No. 336, A.,

A bill to amend section 2, chapter 114, of private and local laws, of 1887, entitled, "An act to revise, consolidate and amend the act to incorporate the village of Waterloo and the several acts amendatory thereof, published April 29, 1861."

## ASSEMBLY MESSAGE CONSIDERED.

No. 71 and 336, A.,

Were severally referred to the committee on Incorporations.

## BILLS READY FOR A THIRD READING.

No. 118, A.,

A bill to amend section 3992, of the revised statutes of 1878, as amended.

On motion of Senator MacBride:

The title was amended to read as follows:

A bill to amend chapter 108, of the revised statutes of Wisconsin, "relating to property rights of married women,"

No. 157, A.,

A bill to create the 16th judicial circuit out of the counties of Marathon, Lincoln and Oneida,

Was laid over until March 10th.



No. 5, A.,

A bill authorizing the building of a dock in Sturgeon Bay,

No. 15, A.,

A bill authorizing Bernhard Deiter to build and maintain a pier in waters of Sturgeon bay, Door county,

No. 21, A.,

A bill to authorize the Hagemeister Brewing company to build piers in Sturgeon Bay,

No. 65, A.,

A bill authorizing the city of Oconto to issue bonds, in a sum not exceeding \$16,000,

No. 128, A.,

A bill entitled "an act to amend chapter 260, of the laws of 1887, entitled, 'an act to revise, consolidate and amend the charter of the city of Stevens Point,' approved May 17, 1858, and the several acts amendatory thereof,"

No. 187 A.,

A bill to amend chapter 159, laws of 1885, entitled, "An act to revise, codify and amend chapter 278, laws of 1874, entitled 'an act to incorporate the city of Shawano, and the several acts amendatory thereof,'"

No. 252, A.,

A bill to authorize the town of Saukville, in the county of Ozaukee, to borrow money and issue bonds to build a bridge, Were severally concured in.

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### BILLS ON THEIR THIRD READING.

No. 159, A.,

A bill to repeal chapter 270, laws of 1887, as amended by chapter 505, laws of 1889, entitled, "An act to change the boundaries of the towns of Forest county, and relating to taxation in said county,"

Was ordered to a third reading.

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### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

The amendments to

No. 82, S.,

A bill to authorize the state board of supervision to purchase a tract of land adjoining the school for the blind, and appropriating money therefor,

Were adopted and the bill recommitted to the committee on Claims.

No. 83, S.,

A bill to appropriate a certain sum of money therein named to the Wisconsin School for the Deaf,

No. 85, S.,

A bill to appropriate a certain sum of money therein named to the State Public School,

No. 103, S.,

A bill to authorize the State Board of Supervision to purchase a tract of land adjoining the Northern Hospital for the Insane, and to appropriate money therefor,

Were severally ordered engrossed and read a third time.

No. 122, S.,

A bill to provide for the annual appropriation of a sum of money therein named to the Wisconsin State Cranberry Growers' association,

Was indefinitely postponed.

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### ADJOURNMENT.

On motion of Senator Greene,

The senate adjourned.

SATURDAY, MARCH 7, 1891.

The senate met.

The president in the chair.

Prayer by Rev. W. A. McAtee.

The calling of the roll was dispensed with.

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The Journal of Friday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senator Nash until Wednesday.

To Senator Woodnorth until Friday.

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#### LETTERS, PETITIONS, ETC.

By Senator Taylor:

Pet. No. 94, S.,

Petition of John C. Bertrant, and many others, of Superior, against the passage of No. 16, S., relating to the board of supervision and state board of charities and reform.

To committee on Charitable and Penal Institutions.

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#### REPORTS OF COMMITTEES.

The committee on Incorporations, to whom was referred, No. 45, S.,

A bill to repeal section 5, of chapter 512, of the laws of 1870, an act to amend chapter 232 of the private and local laws of 1866, entitled "An act to incorporate the Oshkosh and Mississippi River Railroad Co,"

No. 222, S.,

A bill to amend the charter of the city of Plymouth and the several acts amendatory thereof,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do severally pass.

No. 673, A.,

A bill to amend an act entitled, "An act to incorporate the city of Jefferson,"

No. 71, A.,

A bill to amend the city charter of the city of Merrill.

With the recommendation that they be concurred in.

E. W. PERSONS,  
Acting Chairman.

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The committee on Judiciary, to whom was referred,

No. 319, S.,

A bill to amend section 593 of the revised statutes for the year 1878, as amended by chapter 266, of the laws of 1880, as amended by section 2, of chapter 202, of the laws of 1881, as amended by section 1, of chapter 35, of the laws of 1883, and chapter 228, of the laws of 1889, relating to fees of county judges,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 179, S.,

A bill to amend chapter 187 of the revised statutes, relating to the sale, transportation and packing of unwholesome, stale, emaciated, blown, putrid or measly flesh of deceased animals,

With an amendment and recommend its passage when so amended.

No. 76, A.,

A bill to amend section 2, of chapter 19, of the laws of Wisconsin for 1887, entitled "an act to provide for a register of probate in the county of Rock,"

No. 77, A.,

A bill to amend section 3982 of the revised statutes, relating to guardians and wards,

With the recommendation that they be concurred in.

No. 235, S.,

A bill to provide for the commitment of habitual drunkards as insane,

With the recommendation that it be indefinitely postponed.

WM. KENNEDY,  
Chairman.

The committee on Engrossed Bills have examined and find correctly engrossed:

No. 85, S.,

A bill to appropriate a certain sum of money therein named to the State Public School.

F. T. YAHR,  
Chairman.

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On motion of Senator Kingston,

The rules were suspended, and

No. 71, A.,

A bill to amend the city charter of the city of Merrill,

Was concurred in.

On motion of Senator Bechtner,

The vote by which

No. 83, S.,

A bill to appropriate a certain sum of money therein named to the Wisconsin School for the Deaf,

No. 103, S.,

A bill to authorize the State Board of Supervision to purchase a tract of land adjoining the Northern Hospital for the Insane, and to appropriate money therefor,

Were ordered engrossed and read a third time,

Was reconsidered, and the bills were recommitted to the committee on Charitable and Penal Institutions.

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## MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 313, A.,

A bill to incorporate the city of Chetek, Barron county, Wisconsin,

No. 89, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the west sewerage district of said city,

No. 149, A.,

A bill to authorize H. C. Payne, his heirs, associates or assigns, to build and maintain a dam across the Yellow river, at or near the town of Babcock, Wood county, Wisconsin,

No. 253, A.,

A bill to amend the charter of the city of New London,

No. 272, A.,

A bill to permit the building of a wagon bridge across Sheboygan river, in the county of Sheboygan,



No. 281, A.,

A bill legalizing the acts of the county board of Barron county, and an ordinance passed by them relating to the division of the town of Chetek, and creating the town of Dover,

No. 284, A.,

A bill to amend section 1489 of the revised statutes, relating to evidence,

No. 18, A.,

A bill to amend the charter of the Wisconsin River Improvement Co.,

No. 139, A.,

A bill to amend sections 3 and 5, of chapter 7, of the charter of the city of Milwaukee, being chapter 184, of the laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee and the several acts amendatory thereof,"

No. 503, A.,

A bill to legalize a certain plat of the city of Milwaukee, county of Milwaukee, and state of Wisconsin,

No. 615, A.,

A bill to amend chapter 167, laws of 1887, creating a second municipal court of Barron county, Wisconsin,

No. 616, A.,

A bill to amend the charter of the city of Rice Lake,

No. 662, A.,

A bill to authorize and empower the Cement and Land company, its successors or assigns, to construct and maintain one or more piers, docks or wharves into Lake Michigan, in Milwaukee county,

No. 741, A.,

A bill to amend chapter 3 of chapter 159, laws of Wisconsin for the year 1885, entitled, "An act to revise, codify and amend chapter 278, laws of 1874, entitled, 'An act to incorporate the city of Shawano and the several acts amendatory thereof,'"

No. 8, A.,

A bill relating to liens upon logs and lumber,

No. 30, A.,

A bill to amend chapter 79, of the annotated statutes of Wisconsin, relating to rates of interest,

No. 81, A.,

A bill to authorize the city of Milwaukee to issue bonds for a public library and museum building,

No. 83, A.,

A bill to authorize the city of Milwaukee to issue bonds for reconstruction and repair of bridges and approaches thereto,

No. 84, A.,

A bill to authorize the city of Milwaukee to issue bonds for purchase of school sites and erection of school houses,

No. 85, A.,

A bill to authorize the city of Milwaukee to issue bonds for the purchase and improvement of public parks,

No. 86, A.,

A bill to authorize the city of Milwaukee to issue bonds for erection of a city hall,

No. 88, A.,

A bill to authorize the city of Milwaukee to issue bonds for extension of its system of waterworks,

No. 141, A.,

A bill to amend section 10, of chapter 12, of chapter 184, of the laws of 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof,"

No. 143, A.,

A bill to amend subsection 40, of section 3, of chapter 4, of chapter 184, of the laws of 1874, being "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof," and the revised acts amendatory thereof,

No. 144, A.,

A bill to amend subsection 63, of section 3, of chapter 184, laws of 1874, being "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the revised acts amendatory thereof," and other revised acts amendatory thereof,

No. 174, A.,

A bill for an act legalizing the acts and proceedings of the electors and board of supervisors of the town of Stockbridge, in Calumet county, and to authorize the board of supervisors of said town to maintain a poor farm in said town of Stockbridge,

No. 210, A.,

A bill entitled, "an act to provide for a uniform policy of fire insurance to be made and issued in this state by all insurance companies taking fire risks on property within the state,"

No. 275, A.,

A bill to provide for issuing bonds and for constructing a viaduct across Menomonee valley in the city of Milwaukee,

No. 289, A.,

A bill to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river at points in the 13th and 18th wards of said city,

No. 320, A.,

A bill to amend chapter 381 of laws of Wisconsin for the year 1885, relating to the municipal court for the county of Chippewa,

No. 341, A.,

A bill to authorize the city of Chippewa Falls to issue bonds to fund its floating debt, building a public school house in Third ward, and other purposes,

No. 355, A.,

A bill to confirm and legalize the action of the board of supervisors and common council of the county and city of Milwaukee, vacating a certain alley in block 228 in A. L. Kane's subdivision of the First, now the Eighteenth ward, of the city of Milwaukee,

No. 462, A.,

A bill to amend section 433 of the revised statutes relating to the filling of vacancies in the school district boards,

No. 686, A.,

A bill to authorize and enable the city of Chippewa Falls to acquire and improve water, electrical and other power for lighting said city and for motive power in running and operating street railways, and for heating its public buildings, and to erect, acquire and maintain gas works for lighting said city, and to acquire, purchase, improve and maintain public parks, to improve and pave the streets of said city, and for other public purposes, and to authorize the issue of bonds therefor,

And has concurred in

No. 86, S.,

A bill to amend chapter 163, of the general laws of this state for the year 1885, entitled, "An act to amend chapter 4, of the laws of Wisconsin, for the year 1883, entitled 'An act to incorporate the city of Black River Falls,'"

No. 47, S.,

A bill to provide for an increase of the income of the University of Wisconsin, to be used in the construction, equipment and maintenance of necessary buildings therefor, and to provide for the permanent necessities arising from the growth of the university,

No. 68, S.,

A bill to authorize the common council of the city of Milwaukee to appropriate to the assessors of the fourteenth and sixteenth wards of the city of Milwaukee, certain sums of money,

No. 172, S.,

A bill to amend section 3315, of the revised statutes of 1878, "of liens," as amended by chapter 312, laws of 1885, and chapter 535, laws of 1887, and chapter 333, laws of 1889

Jt. Res. No. 32, S.,

Requesting the governor to return No. 127, S., for correction.

And has concurred in the senate amendment to the title of

No. 118, A.,

A bill to amend chapter 108, of the revised statutes of Wisconsin, relating to property rights of women.

## ASSEMBLY MESSAGE CONSIDERED.

On motion of Senator Woodnorth,

The rules were suspended and

No. 253, A.,

Was read a third time and concurred in.

On motion of Senator Taylor,

The rules were suspended, and

No. 616, A.,

Was read a third time and concurred in.

Nos. 313, 149, 18, 741, 341 and 686, A.,

Were severally referred to the committee on Incorporations.

Nos. 139, 503, 662, 81, 83, 84, 85, 86, 88, 141, 143, 144, 275 and 289, A.,

Were severally referred to the Milwaukee Delegation.

Nos. 281, 284, 615, 8, 30, 174, 320, 355, A.,

Were severally referred to the committee on Judiciary.

No. 89, A.,

Was referred to the committee on Assessment and Collection of Taxes.

No. 272, A.,

Was referred to the committee on Roads and Bridges.

No. 210, A.,

Was referred to the committee on Finance, Banks and Insurance.

No. 462, A.,

Was referred to the committee on Education.

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BILLS READY FOR A THIRD READING.

No. 81, S.,

A bill to amend section 16 of chapter 377 of the laws of 1885, as amended by section 2 of chapter 144 of the laws of 1889, relating to the state public school,

No. 101, S.,

A bill to amend section 18, of chapter 377, of the laws of 1885, relating to the commitment of dependent children,

No. 150, S.,

A bill to amend section 2586 of the revised statutes and the several acts amendatory thereof, relating to admission to the bar.

No. 160, S.,

A bill authorizing the county judge of Winnebago county to employ a phonographic reporter in probate cases,

No. 186, S.,

A bill entitled, "An act to amend section 2577, of the revised statutes, entitled, 'Legal holidays,'"

No. 187, S.,

A bill to amend chapter 54, of the laws of 1885, entitled, "An act to incorporate the city of Viroqua,"

No. 231, S.,

A bill to amend section 904 of chapter 40 of the revised statutes of 1878, entitled, "of villages,"

No. 292, S.,

A bill to authorize the city of Menomonie to appropriate a sum of money,

Were severally read a third time and passed.

No. 159, A.,

A bill to repeal chapter 270, laws of 1887, as amended by chapter 505, laws of 1889, entitled, "An act to change the boundaries of the towns of Forest county, and relating to taxation in said county,"

Was read a third time and concurred in.

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#### BILLS ON THEIR THIRD READING.

No. 20, A.,

A bill to exempt the town of Caledonia, Columbia county, from the operations of chapter 90, laws of 1885, and chapter 340, laws of 1889,

No. 120, A.,

A bill for the prevention of child labor,

Were severally ordered to a third reading.

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#### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

The amendments to

No. 15, S.,

A bill to provide for the purchase of certain digests of Wisconsin reports,

No. 110, S.,

A bill to amend chapter 278 of the general laws of 1887, relating to punishment for larceny,

No. 209, S.,

A bill to amend section 3968 of the revised statutes relating to guardians and wards,

Were severally adopted and the bills ordered engrossed and read a third time.

No. 37, S.,

A bill to prevent accidents to operatives in manufacturing establishments,

No. 215, S.,

A bill to constitute and organize the seventeenth judicial circuit, to fix the times for holding the terms of court for the



several counties therein, to provide for the election of a judge therefor, and to change the boundaries of the sixth and eighth judicial circuits.

No. 38, S.,

A bill to prohibit the locking of doors in factories during working hours,

Were severally laid over.

No. 16, S.,

A bill to abolish the State Board of Supervision and the State Board of Charities and Reform, and to create the State Board of Control of Reformatory, Charitable and Penal Institutions, and making an appropriation therefor,

Was laid over to March 13th.

No. 161, S.,

A bill to amend section 3775 of the revised statutes, concerning fees of jurors in justice courts,

Was laid over until March 11th.

No. 41, S.,

A bill to vacate a part of Elm street in the city of West Bend,

No. 117, S.,

A bill to provide for the extension and preservation of a certain system of drainage in Racine and Waukesha counties,

No. 230, S.,

A bill to amend section 2515, of chapter 115 of the revised statutes of 1878, entitled, "of other courts of record,"

Were severally ordered engrossed and read a third time.

No. 111, S.,

A bill to amend the 4th sub division of chapter 119 of the revised statutes of the state of Wisconsin, entitled "Of the place of trial of civil actions," as amended by section 1 of chapter 3 of the laws of Wisconsin passed in the year 1885, entitled, "An act to amend chapter 119 of the revised statutes of Wisconsin," entitled, "of the place of trial of civil actions,"

No. 213, S.,

A bill to legalize a certain plat in the city of Eau Claire, Eau Claire county, Wis.,

No. 280, S.,

A bill to amend section 1 of chapter 201 of the laws of Wisconsin for 1889, entitled "an act to amend chapter 291 of the laws of 1880, entitled "an act relating to the equalization of assessments,"

No. 281, S.,

A bill to amend section 13 of chapter 248 of the laws of Wisconsin for the year 1889, entitled "an act to prevent espionage at public elections, to secure more fully the independence of voters, to enforce more fully the independence of voters, to enforce the secrecy of the ballot, and provide for the printing and distributing of ballots at public expense,"

No. 308, S.,

A bill to amend section 4840 of the revised statutes, relating to search warrants,

Were severally indefinitely postponed.

The clerk was instructed to correct the title of

No. 110, S.,

A bill to amend chapter 278 of the general laws of 1887, relating to punishment for larceny,

To read as follows:

A bill to amend section 4115 of the revised statutes as amended by chapter 67 of the laws of 1880, and chapter 278 of the laws of 1887, relating to "the crime of larceny."

Senator Taylor moved that when the senate adjourn it be until Tuesday morning, March 10th.

Which motion prevailed.

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### ADJOURNMENT.

On motion of Senator Nash,

The senate adjourned until Tuesday morning.

TUESDAY, MARCH 10, 1891.

Senate met.

The president pro tem. in the chair.

Prayer by Rev. H. A. Miner.

The roll was called and the following senators answered to their names:

Senators Apple, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Krceger, Lees, MacBride, Main, Mead, Miller, Persons, Phipps, Pratt, Price, Taylor, Voss and Yahr—27.

Senators Nash and Woodnorth absent with leave.

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The Journal of Saturday was approved.

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#### LEAVE OF ABSENCE

Leave of absence was granted to Senators Avery, Bechtner, Reynolds and Stanchfield until to-morrow morning.

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#### LETTERS, PETITIONS, ETC.

By Senator Phipps:

Pet. No. 95, S.,

Petition of citizens of Hudson, for the establishment of an institution for the feeble minded.

To committee on Charitable and Penal Institutions.

## RESOLUTIONS INTRODUCED.

By Senator Greene:

Jt. Res. No. 33, S.,

*Resolved by the senate, the assembly concurring,* That Senator Falconer be empowered to introduce two bills as follows: "To authorize the town of Newport, in Columbia county, to construct and maintain dams and in along and across the Wisconsin river."

"To authorize the village of Kilbourn City to use the Wisconsin river for water works and other municipal purposes and improve the navigation thereof."

Adopted.

By Senator Kingston:

Jt. Res. No. 34, S.,

*Resolved by the senate, the assembly concurring,* That legislative assent be and is hereby given to the purposes and provisions of an act of congress approved August 30, 1890, entitled, "An act to apply a portion of the proceeds of the public lands to the more complete endowment and support of the colleges for the benefit of agriculture and the mechanic arts established under the provisions of an act of congress, approved July 2d, 1862, this resolution being intended to constitute the legislative assent required by section 2 of said act.

Lies over.

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REPORTS OF COMMITTEES.

The committee on Engrossed Bills have examined and find correctly engrossed the following bills:

No. 15, S.,

A bill to provide for the purchase of certain digests of Wisconsin Reports,

No. 41, S.,

A bill to vacate a part of Elm street in the city of West Bend,

No. 110, S.,

A bill to amend chapter 278 of the general laws of 1887, relating to punishment for larceny,

No. 117, S.,

A bill to provide for the extension and preservation of a certain system of drainage in Racine and Waukesha counties,

No. 209, S.,

A bill to amend section 3968 of the revised statutes, relating to guardians of wards,

No. 230, S.,

A bill to amend section 2515, of chapter 115 of the revised statutes of 1878, entitled, "of other courts of record,"

F. T. YAHR,  
Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 47, S.,

A bill entileled, "an act to provide for an increase of the income of the University of Wisconsin, to be used in the construction, equipment and maintenance of necessary buildings therefor, and to provide for the permanent necessities arising from the growth of the university,"

No. 68, S.,

A bill entitled, "an act to authorize the common council of the city of Milwaukee to appropriate to the assessors of the Fourteenth and Sixteenth wards of the city of Milwaukee, certain sums of money,"

No. 255, S.,

A bill entitled, "an act to authorize the city of Fond du Lac to borrow money to build and equip school buildings in the city of Fond du Lac, Wisconsin."

W. F. VOSS,  
Chairman.

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## EXECUTIVE COMMUNICATION.

MADISON, MARCH 10th, 1891.

*To the Honorable the Senate:*

In compliance with Jt. Res. No. 32, S, I herewith return for further consideration, bill

No. 127, S.,

A bill entitled "an act to amend the charter of the city of Waupaca,"

GEO. W. PECK.

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On motion of Senator MacBride,

No. 127, S.,

Was recommitted to the committee on Incorporations.

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## MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in



No. 152, A.,

A bill to amend section 2464, revised statutes, relating to county courts,

No. 434, A.,

A bill to authorize the electors of the second ward of the city of Neenah to vote in the first ward of said city,

And has adopted and asks the concurrence of the senate in

Jt. Res. No. 30, A.,

Allowing Hon. L. H. Mead to introduce a bill,

And returns to the senate as requested,

No. 657, A.,

A bill to amend chapter 195, of the laws of Wisconsin for 1878, entitled, "an act to incorporate the city of Waupun"

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### ASSEMBLY MESSAGE CONSIDERED.

Nos. 152 and 434, A.,

Were referred to committee on Judiciary.

Jt. Res. No. 30, A.,

Was concurred in.

On motion of Senator Voss,

No. 657, A.,

Was recommitted to a select committee of one, consisting of Senator Voss.

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### BILLS READY FOR A THIRD READING.

No. 85, S.,

A bill to appropriate a certain sum of money therein named to the State Public School,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 27; noes, none; not voting, 6.

The vote was as follows:

Ayes—Senators Apple, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Persons, Phipps, Pratt, Price, Taylor, Voss and Yahr—27.

Noes—None.

Absent or not voting—Senators Avery, Bechtner, Nash, Reynolds, Stanchfield and Woodnorth—6.

No. 20, A.,

A bill to exempt the town of Caledonia, Columbia county, from the operations of chapter 90, laws of 1885, and chapter 340, laws of 1889,

Was recommitted to committee on Claims,

No. 120, A.,

A bill for the prevention of child labor,

No. 157, A.,

A bill to create the 16th judicial circuit out of the counties of Marathon, Lincoln and Oneida,

Were severally laid over until March 12th.

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#### BILLS ON THEIR THIRD READING.

No. 76, A.,

A bill to amend section 2, of chapter 19, of the laws of Wisconsin for 1887, entitled "an act to provide for a register of probate in the county of Rock,"

No. 77, A.,

A bill to amend section 3982 of the revised statutes, relating to guardians and wards,

No. 673, A.,

A bill to amend an act entitled, "An act to incorporate the city of Jefferson,"

Were severally ordered to a third reading.

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#### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

On motion of Senator Mead,

No. 37, S.,

A bill to prevent accidents to operators in manufacturing establishments,

No. 38, S.,

A bill to prohibit the locking of doors in factories during working hours,

Were severally laid over until March 17th, and the amendments ordered printed.

No. 45, S.,

A bill to repeal section 5, of chapter 512, of the laws of 1870, an act to amend chapter 232 of the private and local laws of 1866, entitled "An act to incorporate the Oshkosh and Mississippi River Railroad Co.,"

No. 222, S.,

A bill to amend the charter of the city of Plymouth and the several acts amendatory thereof,

¶ No. 319, S.,

A bill to amend section 593 of the revised statutes for the year 1878, as amended by chapter 266, of the laws of 1880, as amended by section 2, of chapter 202, of the laws of 1881, as amended by section 1, of chapter 35, of the laws of 1883, and chapter 228, of the laws of 1889, relating to fees of county judges,

Were severally ordered engrossed and read a third time.

The amendments to

No. 179, S.,

A bill to amend chapter 187 of the revised statutes, relating to the sale, transportation and packing of unwholesome,

stale, emaciated, blown, putrid or measly flesh of deceased animals,

Were adopted, and the bill recommitted to the committee on Judiciary.

Senator MacBride offered the following amendment to No. 215, S.,

A bill to constitute and organize the seventeenth judicial circuit, to fix the times for holding the terms of court for the several counties therein, to provide for the election of a judge therefor, and to change the boundaries of the sixth and eighth judicial circuits.

Amend by striking out the word sixteenth in the first line of section 2 of the printed bill and insert in lieu thereof the word seventeenth,

Which was adopted and the bill ordered engrossed and read a third time.

No. 216, S.,

A bill to amend section 4102 of the revised statutes of 1878 relating to evidence,

Was indefinitely postponed.

No. 235, S.,

A bill to provide for the commitment of habitual drunkards, as insane,

Was recommitted to a select committee of one, consisting of Senator Main.

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Senator Taylor moved to take a recess until 7:30 p. m.,  
Which motion was rejected.

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On motion of Senator Clawson,  
The rules were suspended, and

No. 76, A.,

A bill to amend section 2 of chapter 19 of the laws of Wisconsin for 1887, entitled "an act to provide for a register of probate in the county of Rock,"

No. 77, A.,

A bill to amend section 3982 of the revised statutes, relating to guardians and wards,

Were read a third time and concurred in.

On motion of Senator MacBride,

The vote by which

No. 127, S.,

A bill to amend the charter of the city of Waupaca,

Was recommitted to the committee on Incorporations, was reconsidered, and the bill returned to the assembly for further consideration.

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#### ADJOURNMENT.

On motion of Senator Conner,  
The senate adjourned.

WEDNESDAY, MARCH 11th, 1891.

Senate met.

The president pro tem. in the chair.

Prayer by the Rev. H. A. Miner.

The roll was called and the following senators answered to their names:

Senators Apple, Bechtner, Burdge, Conner, Falconer, Fetzner, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss and Yahr — 31.

Absent with leave — Senators Nash and Woodnorth — 2.

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The Journal of Tuesday was approved.

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#### LEAVE OF ABSENCE

Was granted to Senators Avery and Clawson until tomorrow morning.

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#### LETTERS, PETITIONS, ETC.

By Senator Kroeger:

Pet. No. 96, S.,

Petition of Math. Keenan, John Black, and others, against passage of bills No. 75, 76, and 77, S.

To committee on Railroads.

By Senator Kroeger:

Pet. No. 97, S.,

Petition of Rt. Rev. A. Zeininger, and 45 reverends, against passage of 75, 76, and 77 S. bills.

To committee on Railroads.

By Senator Greene:

Pet. No. 98, S.,

Petition of J. W. Ostrander, and 7 other citizens of Jefferson county, against passage of bill No. 16, S.

To committee on Charitable and Penal Institutions.

By Senator Phipps:

Pet. No. 99, S.,

Petition of St. Croix county for establishment of an institution for feeble minded.

To committee on Charitable and Penal Institutions.

By Senator Kroeger:

Pet. No. 100, S.,

Petition of J. C. Hoffmann, and 800 others, against the passage of Nos. 75, 76 and 77, S.

To committee on Railroads.

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### REPORTS OF COMMITTEES.

The committee on Roads and Bridges, to whom was referred,

No. 285, S.,

A bill for an act relating to the removal of encroachments from highways,

No. 326, S.,

A bill to amend sections 1332, 1333, 1334 and 1335 of the revised statutes relating "to encroachments,"

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be recommitted to the committee on Judiciary.

So ordered.

No. 247, S.,

A bill to repeal that part of section 478, laws of 1864, relating to state county roads,

With the recommendation that it do pass.

No. 272, A.,

A bill to permit the building of a wagen bridge across Sheboygan river, in the county of Sheboygan,

With the recommendation that it be concurred in.

No. 56, S.,

A bill to repeal chapter 312, private and local laws of 1870, said chapter being entitled, "An act to lay out and establish a state road from the town of Seymour, in Outagamie county, to Ft. Howard, in Brown county,"

No. 286, S.,

A bill for an act relating to the examination of persons in actions for the recovery of damages for personal injuries,

No. 309, S.,

A bill to amend chapter 289 of session laws of 1885, entitled, "of highways and bridges,"

With the recommendation that they be severally indefinitely postponed.

JOHN FETZER,

Chairman.



The committee on Judiciary, to whom was referred,  
No. 218, S.,

A bill to amend subdivision 8, of section 2969, of the annotated statutes, relating to the rate of interest on judgments,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 8, A.,

A bill relating to liens upon logs and lumber,

With an amendment, and recommend that it be concurred when so amended.

No. 3), A.,

A bill to amend chapter 79, of the annotated statutes of Wisconsin, relating to rates of interest,

With recommendation that it be concurred in.

WILLIAM KENNEDY,  
Chairman.

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The committee on Incorporations, to whom was referred,  
No. 52, S.,

A bill to legalize the revised ordinances of the city of Black River Falls,

No. 158, S.,

A bill to authorize Bertin Ramsey and Charles H. Jones, their successors and assigns, to improve the south branch of Pine River in Forest county, Wisconsin, and to collect tolls therefor.

No. 302, S.,

A bill to authorize Henry Collette, J. S. Chase, Levi Collette, their successors and assigns, to maintain a dam or dams and otherwise improve the north branch of the Pine river, in Forest county, Wisconsin, and collect tolls therefor,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do severally pass.

No. 99, S.,

A bill to authorize George Clayton and Charles E. Parker to construct and maintain a dam across the Eau Claire river, in Marathon county,

No. 104, S.,

A bill to establish a ferry across Lake St. Croix, at Hudson.

No. 242, S.,

A bill to revise, consolidate and amend the charter of the city of Oshkosh.

With amendments, and with the recommendation that they do severally pass when so amended.

No. 55, A.,

A bill to amend the charter of the city of Tomah, Monroe county, Wisconsin,

No. 336, A.,

A bill to amend section 2, chapter 114, of private and local laws, of 1887, entitled, "An act to revise, consolidate and amend the act to incorporate the village of Waterloo and the several acts amendatory thereof, published April 29, 1861."

With the recommendation that they be severally concurred in.

No. 203, A.,

A bill to amend the charter of the city of Seymour,

With amendments and with recommendation that it be concurred in when so amended.

R. J. MACBRIDE,  
Chairman.

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The committee on Agriculture, to whom was referred,

No. 182, S.,

A bill to regulate the manufacture and sale of vinegar and to prevent the adulteration thereof,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 173, A.,

A bill to amend section 4567 of chapter 185 of the revised statutes, relating to the killing of insect devouring birds,

No. 69, A.,

A bill to repeal chapter 467, of the laws of 1885, entitled, "An act to suppress and prevent the spread of infectious, and contagious diseases among domestic animals, and to provide for the appointment of a state veterinarian,"

No. 79, A.,

A bill to repeal chapter 347 of the laws of 1887, entitled "An act to regulate the practice of veterinary medicine and surgery,"

With the recommendation that they severally be concurred in.

ADAM APPLE,  
Chairman.

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The committee on Federal Relations, to whom was referred Jt. Res. No. 28, S,

Providing for the receipt of the direct tax levied by act of congress, approved August 5, 1861,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be adopted.

R. J. MACBRIDE,  
Chairman.

The committee on Legislative Expenditures, to whom was referred,

No. 164, A.,

A bill to fix the compensation of the stationery clerk of the assembly, as provided for in section 1, of chapter 522, of the laws of 1889, relating to legislative employes,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

HENRY CONNER,  
Chairman.

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The committee on Town and County Organizations, to whom was referred,

No. 120, S.,

A bill to authorize the removal of bodies buried in a certain cemetery in the town of Rochester and county of Racine,

With the recommendation that it do pass,

J. T. KINGSTON, JR.,  
Chairman.

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The joint committee on Printing, to whom was referred,  
No. 71, S.,

A bill to repeal chapter 348 of the laws of the state of Wisconsin, for the year 1885, entitled, "an act relating to the compensation of newspapers for publishing state laws,"

Have had the same under consideration and have instructed me to report the same back with the recommendation that it be indefinitely postponed,

Senator Koenitzer dissenting from report.

C. A. KOENITZER,  
Chairman, Senate.  
W. V. McMULLEN,  
Chairman, Assembly.

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The committee on Engrossed Bills have examined and find correctly engrossed:

No. 215, S.,

A bill to constitute and organize the seventeenth judicial circuit, to fix the times for holding the terms of court for the several counties therein, to provide for the election of a judge therefor, and to change the boundaries of the sixth and eighth judicial circuits.

F. T. YAHR,  
Chairman.

The select committee of one, consisting of Senator Voss, to whom was referred,

No. 657, A.,

A bill to amend chapter 195 of the laws of Wisconsin for 1878, entitled, "an act to incorporate the city of Waupun,"

Has considered the same and reports the same back with the recommendation that the vote by which the same was concurred in, be reconsidered by unanimous consent.

WM. F. VOSS,  
Committee.

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By unanimous consent the vote by which

No. 657, A.,

Was concurred in, was reconsidered.

Senator Voss, by unanimous consent, offered the following amendments to

No. 657, A.:

Amend No. 657, A., as follows, section 1 to read as follows:

Section 1. Section 1 of chapter 3, so that said section when so amended shall be as follows: Section 1. The elective officers of said city shall be a mayor, marshal, treasurer, city clerk, street commissioner and two justices of the peace for the city at large, and three aldermen, one assessor and one supervisor for each ward of said city.

Section 2. to read as follows: Section 2. Section 1, of chapter 4, so that said section when so amended shall read as follows: Section 1. On the first Tuesday of April next and annually thereafter, the qualified electors of each ward of said city shall meet at the place of holding the last general election in each ward, or at such place as the common council may direct, and then and there, by plurality of votes, in the manner provided by general law, elect by ballot the elective officers named in the preceding chapter; provided, that one of the aldermen when elected from each ward, shall, when elected, and during the term for which he shall hold office, reside west of the Milwaukee & St. Paul railroad, and that one of the aldermen when elected from each ward, shall, when elected, and during the term for which he shall hold office, reside east of the Milwaukee & St. Paul railroad. At such election for the year 1891, there shall be elected one justice of the peace for the city at large and one alderman in each ward for the term of two years and one justice of the peace for the city at large and one alderman in each ward for the term of one year and annually thereafter one justice of the peace for the city at large and one alderman in each ward for the term of two years, and one alderman in each ward for the term of one year, and that no person shall be eligible to the office of mayor unless he shall be an elector and freeholder in

said city, and that no person shall be eligible to the office of aldermen or assessor unless he shall be an elector and free holder in the ward for which he shall be elected. All officers elected under this act shall be resident electors of their respective wards.

Which were adopted, and the bill read a third time and concurred in.

On motion of Senator Pratt,

The rules were suspended, and the amendments to

No. 242, S.,

A bill to revise, consolidate and amend the charter of the city of Oshkosh,

Were adopted, and the bill read a third time and passed.

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### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 309, A.,

A bill to amend chapter 152 of laws of 1889, entitled, "an act to incorporate the city of Superior,"

No. 439, A.,

A bill to authorize the city of Mineral Point to borrow money,

No. 440, A.,

A bill to authorize the city of Manitowoc to borrow ten thousand dollars (\$10,000) to build sewers in said city of Manitowoc,

No. 564, A.,

A bill to amend chapter 207, laws of 1879,

No. 591, A.,

A bill to revise, consolidate and amend chapter 152, of the laws of 1889, entitled, "an act to incorporate the city of Superior,"

And has concurred in,

Jt. Res. No. 33, S.,

Empowering Senator Falconer to introduce certain bills, And returns as requested,

No. 98, S.,

A bill relating to the relief and support of the poor, and amendatory of chapter 63, of the revised statutes of 1878,

No. 127, S.,

A bill to amend the charter of the city of Waupaca.

And requests the return of

No. 172, S.,

A bill to amend section 3315 of the revised statutes of 1878,



of liens, as amended by chapter 312, laws of 1885, and chapter 535, laws of 1887, and chapter 333, laws of 1889,  
For further consideration.

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### ASSEMBLY MESSAGE CONSIDERED.

Nos. 309 and 591, A.,

Were severally referred to the committee on Incorporations.

Nos. 439 and 440, A.,

Were severally referred to the committee on State Affairs.

No. 564, A.,

Was returned to the assembly for correction of title.

No. 172, S.,

Was ordered returned to the assembly.

On motion of Senator MacBride,

The vote by which

No. 127, S.,

A bill to amend the charter of the city of Waupaca,

Was passed, was reconsidered and the bill recommitted to the committee on Incorporations.

On motion of Senator Pratt,

The vote by which

No. 45, S.,

A bill to repeal section 5, of chapter 512, of the laws of 1870, an act to amend chapter 232 of the private and local laws of 1866, entitled "An act to incorporate the Oshkosh and Mississippi River Railroad Co.,"

Was ordered engrossed and read a third time, was reconsidered.

Senator Pratt offered the following amendment:

Amend section 1 by inserting after the figures "1870," the words "entitled, an act to amend chapter 232 of the private and local laws of 1866, entitled, an act to incorporate the Oshkosh & Mississippi River Railroad Company,"

Which was adopted,

And the bill ordered engrossed and read a third time.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 34, S.,

Relating to agricultural and mechanical arts,

Was referred to committee on State Affairs.

## BILLS INTRODUCED.

Read first and second times and referred:

By Senator Falconer:

No. 335, S.,

A bill to authorize the town of Newport, in Columbia county, to construct and maintain dams and levees along and across the Wisconsin river.

To committee on State Affairs.

By Senator Falconer:

No. 336, S.,

A bill to authorize the village of Kilbourn City, to use the Wisconsin river for water works and other municipal purposes, and improve the navigation thereof.

To committee on State Affairs.

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## BILLS READY FOR A THIRD READING.

No. 15, S.,

A bill to provide for the purchase of certain digests of Wisconsin reports,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: Ayes, 24; noes, 4; not voting, 5.

The vote was as follows:

Ayes — Senators Bechtner, Burdge, Fetzner, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kröeger, Main, Mead, Miller, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss and Yahr — 24.

Noes — Senators Apple, Conner, Falconer and Lees — 4.

Absent or not voting — Senators Avery, Clawson, MacBride, Nash and Woodnorth — 5.

No. 41, S.,

A bill to vacate a part of Elm street in the city of West Bend,

No. 110, S.,

A bill to amend chapter 278 of the general laws of 1887, relating to punishment for larceny,

No. 117, S.,

A bill to provide for the extension and preservation of a certain system of drainage in Racine and Waukesha counties,

No. 209, S.,

A bill to amend section 3968 of the revised statutes relating to guardians and wards,

No. 230, S.,

A bill to amend section 2515 of chapter 115 of the revised statutes of 1878, entitled, "of other courts of record,"

Were severally read a third time and passed.

No. 673, A.,

A bill to amend an act, entitled, "An act to incorporate the city of Jefferson,"

Was read a third time and concurred in.

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### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 241, S.,

A bill to authorize the county board of Winnebago county to make the expenses of its tax commission of 1889 and cash to towns raised a county charge,

Was indefinitely postponed.

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### ADJOURNMENT.

On motion of Senator Mead,  
The senate adjourned.

THURSDAY, MARCH 12, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. H. A. Miner.

The roll was called and the following senators answered to their names:

Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzner, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 32.

Absent — Senator Avery — 1.

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The Journal of Wednesday was approved.

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On motion of Senator Mead,

No. 16, S.,

A bill to abolish the State Board of Supervision and the State Board of Charities and Reform, and to create the State Board of Control of Reformatory, Charitable and Penal Institutions, and making an appropriation therefor,

Was made a special order for March 18th, at 10:30 A. M.

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### LETTERS, PETITIONS, ETC.

By Senator Bechtner:

Pet. No. 101, S.,

Petition of Wisconsin Fraternal association, for the passage of No. 481, A., to regulate mutual, beneficial and fra-

ternal orders and associations, providing insurance on the assessment plan.

To committee on Assessment and Collection of Taxes.

By Senator Bechtner:

Pet. No. 102, S.,

Petition of the Turners' Mutual Benefit association, of the northwest, for the passage of No. 481, A., to regulate mutual, beneficial and fraternal orders and associations.

To committee on Assessment and Collection of Taxes.

By Senator Bechtner:

Pet. No. 103, S.,

Petition of Grand Grove of Wisconsin United Order of Druids, for the passage of No. 481, A., to regulate mutual, beneficial and fraternal orders and associations.

To committee on Assessment and Collection of Taxes.

By Senator Joiner:

Pet. No. 104, S.,

Petition of Wm. Bliss, and others, against abolishing the State Board of Charities and Reform.

To committee on Charitable and Penal Institutions.

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## RESOLUTIONS INTRODUCED.

By Senator Kroeger:

Jt. Res. No. 35, S.,

*Resolved by the senate, the assembly concurring,* That Senator G. W. Pratt be and he hereby is authorized to introduce a bill, entitled, "A bill to authorize Winnebago county to construct a sewer across the grounds of the Northern Hospital."

Adopted.

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## REPORTS OF COMMITTEES.

The committee on Enrolled Bills have examined and find correctly enrolled:

No. 86, S.,

A bill to amend chapter 163, of the general laws of this state for the year 1885, entitled, "An act to amend chapter 4, of the laws of Wisconsin, for the year 1883, entitled, 'An act to incorporate the city of Black River Falls.'"

WM. F. VOSS,  
Chairman.



## MESSAGE FROM THE ASSEMBLY.


BY GEO. W. PORTH, chief clerk thereof.

Mr. PRESIDENT:

I am directed to inform you that the assembly has adopted and asks the concurrence of the senate in

Jt. Res. No. 31, A.,

In relation to the death of Hon. John Edwards.



## ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 31, A.,

WHEREAS, The earthly career of one of the most highly respected citizens of the state has been terminated in the death of the Honorable John Edwards, a member of this honorable body; and

WHEREAS, In his death the state has not only lost one of its most enterprising, successful and honored citizens but a legislator of sound judgment, unquestioned integrity and great usefulness; therefore,

*Resolved*, That a committee of five, three from the assembly and two from the senate, be appointed to accompany the body of the deceased to his late home at Port Edwards.

*Resolved*, That the sergeant-at arms of the assembly accompany said committee and render such service on behalf of the state as circumstances may require.

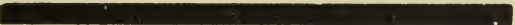
*Resolved*, That as a mark of respect to the memory of the deceased the assembly and senate do now adjourn.

Which was unanimously concurred in.

The president appointed as such committee, on the part of the senate,

Senators MacBride and Price.

And then declared the senate adjourned out of respect to the deceased.



FRIDAY, MARCH 13th, 1891.

Senate met.

The president in the chair.

Prayer by the Rev. H. A. Miner.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Taylor, Voss, Woodnorth and Yahr—31.

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The Journal of Thursday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted to Senators Reynolds and Stanchfield until March 17.

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#### REPORT OF JOINT VISITING COMMITTEE.

*To the Honorable the Legislature of Wisconsin:*

The undersigned, a committee appointed by Gov. W. D. Hoard, to visit the Charitable, Reformatory and Penal Institutions of the state, beg leave to submit the following report:

The institutions coming under this head are, the State Public School at Sparta, the State Hospital for Insane at Mendota, the Northern Hospital for Insane at Winnebago, the School for the Blind at Janesville, the School for the Deaf and Dumb, at Delavan, the Industrial School for Boys at Waukesha, and the State Prison at Waupun. Besides these, your committee visited the Industrial School for Girls at Milwaukee, at the request of the board of managers of that institution.

The former institutions are under the control of the Board of Supervision, whilst the latter, although it is owned entirely by the state, is managed by a local board of managers.

Your committee found all these institutions well managed, with due regard to a proper treatment of the inmates as well as economy. It also examined the books and system of accounts and control of the Board of Supervision and so far as it can judge from the necessarily superficial examination, is prepared to report that the same are well kept and the system is both comprehensive and clear.

Some of these institutions are overcrowded, notably so the State Prison at Waupun, the Industrial School for Boys at Waukesha, the Industrial School for Girls at Milwaukee, and the State Public School at Sparta.

The State Prison is an old-fashioned, and in the opinion of your committee an illy constructed building.

A general dining hall for the prisoners is needed, and your committee believes that in the line of prison reform, such an addition would be a move in the right direction.

Under the present arrangements the prisoners are supplied with their food, when they come from the workshops, at the entrance to the prison, and take it to their cells for solitary consumption. Besides the objections which might be urged against this method of feeding prisoners from a humane standpoint, it is conducive to uncleanness in the cells, and in fact in the aisles leading thereto, on account of the spilling of food whilst it is being conveyed through them, and in the cells whilst it is being consumed.

The dungeons or dark cells, which are still used in the State Prison for the purpose of punishment and for reducing refractory prisoners to obedience, are a relic of barbarism, which, in the opinion of your committee, should be abolished. The construction of these cells, projecting as they do into the open air with nothing between the prisoner and the temperature of out doors but a stone wall, would seem to cause the infliction of suffering upon the prisoner within, especially during the prevalence of low temperature in winter, which borders closely on to physical torture.

It is a fact that when a prisoner has been in the cell for a number of hours on a cold day, when the door is open the walls on the inside are covered with a coat of frost caused by the exhalation of the prisoner within and the cold without.

As already stated above, in the opinion of your committee, the dungeon should go.

Another objectionable feature is the retention of insane convicts in the cells of the state prison. When a convict, no matter what may have been his crime or the cause of his incarceration, has crossed the borders of sanity, every reason for further punishment has disappeared, and he should

be regarded from that time on only as an unfortunate and treated accordingly. Objection is raised to the transfer of insane criminals to our State Hospital for the Insane on the ground that these insane criminals are for some reasons objectionable to the other insane. These objections may or may not be well founded; yet your committee believe that no time should be lost in establishing if necessary a separate ward for the reception of this class of unfortunates in our state hospitals so that they may be properly and humanely cared for.

Owing to the overcrowded condition of the prison it has become occasionally necessary to place two prisoners in one cell. This condition is objectionable, both from the standpoint of good morals as well as discipline. Something should be done at once to relieve this difficulty. Your committee believes that there should be established an intermediate prison where young criminals who have been convicted on the first offense could be placed with a view of reformation. The placing of these young men who may perhaps have become criminals, not from instinct, but from a lack of proper training or other reasons, in association with hardened criminals, not only provides the possibility but rather has a tendency to educate them for further crimes and viciousness.

At the Northern Hospital for the Insane and the State Hospital for the Insane you committee found a lack of proper facilities for the removal of inmates in case of fire. It is true that there are now so called fire escapes in each of these institutions, but they are, in the opinion of your committee, entirely inadequate for the purpose. They are constructed in shafts within the building, which shafts would, in case of fire, as doors lead to them from the various wards, become an attraction to smoke and flames. Good and secure escapes on the outside of these two institutions should be constructed at once. The inmates of our hospitals for insane are now employed as far as it is practicable, at work upon the farm and at household duties. It is a well established fact that employment is essential for the well-being of the insane. In fact, it has a great influence upon the cure of that malady. As the employment now afforded to the insane at our state hospitals, is necessarily confined to a limited number and to a limited time, your committee believes that immediate steps should be taken for the inauguration of a system of employment which would give permanent occupation during all seasons of the year to all those whose condition makes it available.

A strip of land adjoining the grounds of the Northern Hospital for the Insane on the north is for sale, and your



committee recommends that it be purchased if it can be obtained at a reasonable price.

Likewise a tract of about twenty-seven acres lying south of the School for the Blind.

The State Public School at Sparta needs a new dining hall, an additional cottage, additional school facilities and better accommodation for the attendants and servants of the school. The committee recommends that \$32,000 be appropriated for these purposes.

At the Asylum for the Deaf and Dumb, a water tower is needed which would hold sufficient water for the protection of the building in case of fire, as well as to afford a proper supply of its daily demands. Iron water reservoirs are now situated directly under the roof of the building. They hold an insufficient quantity of water and would hardly be available in case of fire in the building, besides an occasional overflow damages the property of the state and therefore security to the property of the state if not to the lives of the inmates and good economy demand that these improvements be made; \$5,000.00 will be the amount needed for that purpose. Your committee earnestly recommends the appropriation of this amount also.

The Industrial School for Boys at Waukesha needs an additional cottage and school facilities.

The Industrial School for Girls at Milwaukee, is perhaps most crowded of any of our state institutions. It sorely needs an additional building and an improved system of heating. This institution, in addition to affording a home for dependent children has gradually drifted into an asylum for wayward females.

Young girls between the ages of fourteen and eighteen are placed there by the courts at times in order to save them from exposure and danger, and at times for correction. Much good has been accomplished in this branch of charity, and many a young woman blesses the day when she was taken to the Milwaukee Industrial School.

The ladies in charge of this institution who are conducting their work from the impulses of the noblest charity, call attention to the necessity of some institution on a larger scale under perhaps the title of a "Woman's Reformatory," for the unfortunates and criminals of this class. It may be that the possibilities of the present do not permit of the realization of this idea, yet it is a subject which your committee feels bound to suggest to your earnest and careful consideration.

In conclusion your committee desires to express its thanks for the kindly assistance of the State Board of Supervision, the Board of Charities and Reform, and the officers and employes of the various institutions visited, and to acknowledge on their part an appreciation of the nobility of their



task and the fulfillment of their arduous, and at many times unpleasant duties in so efficient a manner.

PAUL BECHTNER,  
NEAL BROWN,  
C. F. OSBORN.

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### LETTERS, PETITIONS, ETC.

By Senator Bechtner:

Pet. No. 105, S.,

Petition of Grand Lodge of Ancient Order of United Workmen, for passage of bill No. 481, A., to regulate mutual, beneficial and fraternal orders and associations.

To committee on Finance, Banks and Insurance.

By Senator Burdge:

Pet. No. 106, S.,

Petition of W. S. Axtell, and 25 others, teachers of the Beloit city schools, praying for the passage of bill No. 176, S., providing for an institution for the feeble minded.

To committee on Charitable and Penal Institutions.

By Senator Price:

Pet. No. 107, S.,

Petition of W. G. Williams, and 28 others, against passage of senate bill No. 16.

To committee on Charitable and Penal Institutions.

By Senator Greene:

Pet. No. 108, S.,

Petition of 28 members of Oakland Grange No. 358, for the adoption of a uniform series of text books.

To committee on Education.

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### RESOLUTIONS OFFERED.

By Senator Kingston:

Jt. Res. No. 36, S.,

*Resolved by the senate, the assembly concurring, That the governor be requested to return to the senate for further consideration,*

No. 200, A.,

An act to incorporate the city of Phillips, Price county, Wis.

Adopted.

By Senator Conner:

Jt. Res. No. 37, S.,

WHEREAS, The state of Illinois, by the legislature in joint convention assembled, did on the 11th day of March, elect as U. S. Senator for that state, Hon. John M. Palmer, for the term of six years.

*Resolved by the senate, the assembly concurring,* That the thanks of the legislature of Wisconsin are hereby tendered to the one hundred and one (101) true men who have for the past sixty (60) days so steadfastly supported the gallant soldier, the able statesman, the perfect gentleman and upright citizen, Hon. John M. Palmer, for the position of United States senator of Illinois.

*Resolved,* That our thanks are also due and are hereby tendered to Messrs. Moore and Cockerell for their votes on the final ballot, which secured the triumph of the people in their choice of a senator.

*Resolved,* That a copy of this preamble and resolutions suitably engrossed be forwarded by the governor to the presiding officers of the senate and assembly of the state of Illinois.

Referred to the committee on Federal Relations.

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## REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,  
No. 30, S.,

A bill to amend section 1222, A., of the annotated statutes, in relation to telephone licenses.

No. 179, S.,

A bill to amend chapter 187 of the revised statutes, relating to the sale, transportation and packing of unwholesome, stale, emaciated, blown, putrid or measly flesh of deceased animals,

No. 326, S.,

A bill to amend sections 1332, 1333, 1334 and 1335 of the revised statutes relating "to encroachments,"

Have had the same under consideration, and have instructed me to report the same back with amendments and recommend their passage when so amended.

No. 174, A.,

A bill for an act legalizing the acts and proceedings of the electors and board of supervisors of the town of Stockbridge, in Calumet county, and to authorize the board of supervisors of said town to maintain a poor farm in said town of Stockbridge,

No. 281, A.,

A bill legalizing the acts of the county board of Barron county, and an ordinance passed by them relating to the

division of the town of Chetek, and creating the town of Dovre,

With amendments, and recommend that they be concurred in when so amended.

No. 29, S.,

A bill to regulate the rental allowed for the use of telephones, and fixing a penalty for its violation.

No. 175, S.,

A bill to authorize district attorneys to employ experts.

No. 322, S.,

A bill relating to costs in justices' courts in criminal cases, With the recommendation that they be indefinitely postponed.

WM. KENNEDY,  
Chairman.

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The committee on Railroads, to whom was referred,

No. 77, S.,

A bill to authorize the location and construction of railroads in tunnels or underways, and to authorize condemnation of right-of-way therefor,

Have had the same under consideration, and have instructed me to report the same back with amendments, and recommend its passage when so amended.

No. 75, S.,

A bill to amend sub-division 5, of section 1823, of the revised statutes, regarding additional corporate powers,

No. 76, S.,

A bill to amend chapter 255, of the general laws of 1889, entitled, "an act relating to highways and to define more specifically the rights of abutting owners,

With the recommendation that they be indefinitely postponed.

WALTER S. GREENE,  
Chairman.

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The committee on Incorporations, to whom was referred,

No. 591, A.,

A bill to revise, consolidate and amend chapter 152 of the laws of 1889, entitled "an act to incorporate the city of Superior,

Have had the same under consideration and have instructed me to report the same back with an amendment, and with the recommendation that it be concurred in when so amended.

No. 249, S.,

A bill to amend the charter of the city of DePere,

With amendment, and with the recommendation that it do pass when so amended.

R. J. MACBRIDE,  
Chairman.

The committee on Claims, to whom was referred,  
No. 129, S.,

A bill to amend chapter 373 of the laws of 1889, entitled,  
"An act to amend chapter 22, of the laws of 1887, entitled,  
'An act to amend chapter 258, of the laws of 1883, entitled,  
'An act to provide for the annual publication of railroad  
map and appropriating money therefor,'"

With an amendment by the committee on Printing.

Have had the same under consideration, report the same  
back, with an amendment, and recommend its passage when  
so amended.

No. 55, S.,

A bill to appropriate to the Wisconsin Dairymen's asso-  
ciation a sum of money therein named,

No. 334, S.,

A bill to appropriate to the governor's contingent fund a  
sum of money therein named,

With the recommendation that they do pass.

WM. F. NASH,  
Chairman.

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The committee on Town and County Organizations, to  
whom was referred,

No. 43, S.,

A bill to define the rights of towns and villages,

Have had the same under consideration, and have in-  
structed me to report the same back with the recommenda-  
tion that it be indefinitely postponed.

J. T. KINGSTON, JR.,  
Chairman.

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The select committee of one, consisting of Senator Nash,  
to whom was referred,

No. 121, S.,

A bill to revise and amend an act, entitled, "An act to  
incorporate the city of Two Rivers, Wisconsin,"

Has had the same under consideration, and reports the  
same back with amendments, and recommends the passage  
of the same when so amended.

WM. F. NASH,  
Committee.

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The committee on Agriculture, to whom was referred,  
No. 196, S.,

A bill relating to drainage of lands for manufacturing,  
agricultural and other purposes,

Have had the same under consideration, and have in-

structed me to report the same back with the recommendation that it do pass.

ADAM APPLE,  
Chairman.

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The joint committee on Charitable and Penal Institutions, to whom was referred,

No. 1, S.,

A bill for the punishment of habitual criminals,

No. 103, S.,

A bill to authorize the State Board of Supervision to purchase a tract of land adjoining the Northern Hospital for the Insane, and to appropriate money therefor,

No. 83, S.,

A bill to appropriate a certain sum of money therein named to the Wisconsin School for the Deaf,

Have had the same under consideration, and have instructed me to report the same back with amendments, and recommend their passage when so amended.

No. 157, S.,

A bill relating to the commitment of dependent children,

With the recommendation that it do pass,

Senator Bechtner dissenting as to No. 157.

M. C. MEAD,  
Chairman.

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The Milwaukee Delegation, to whom was referred,

No. 299, S.,

A bill to amend chapter 184, laws of 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852," and the several acts amendatory thereof,

No. 171, S.,

A bill to regulate rendering and fertilizing in the county of Ozaukee,

No. 181, S.,

A bill to amend section 2507, chapter 115, of the revised statutes, relating to the municipal court of the county of Milwaukee,

No. 169, S.,

A bill to authorize the city of Milwaukee to change the grade of streets,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do pass.

No. 22, A.,

A bill to amend chapter 498 of the laws of 1887, entitled, "An act to amend chapter 248 of the laws of 1887, entitled, 'an act to amend the charter of the city of Milwaukee,'"



No. 91, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the Bay View sewerage district of said city,

No. 143, A.,

A bill to amend subsection 40, of section 3, of chapter 4, of chapter 184, of the laws of 1874, being "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof," and the revised acts amendatory thereof,

No. 144, A.,

A bill to amend subsection 63, of section 3, of chapter 184, laws of 1874, being "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the revised acts amendatory thereof," and other revised acts amendatory thereof,

No. 141, A.,

A bill to amend section 10, of chapter 12, of chapter 184, of the laws of 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof,"

No. 172, A.,

A bill to amend section 175 of chapter 13 of the revised statutes of 1878, as amended by chapter 20, of the laws of 1881, relating to the powers of notaries.

No. 503, A.,

A bill to legalize a certain plat of the city of Milwaukee, county of Milwaukee, and state of Wisconsin,

No. 11, A.,

A bill to amend chapter 450, of the laws of 1889, entitled, "an act relating to and fixing the corporate limits of the city of Milwaukee, approved April 16, 1889,"

No. 662, A.,

A bill to authorize and empower the Cement and Land company, its successors or assigns, to construct and maintain one or more piers, docks or wharves into Lake Michigan, in Milwaukee county,

Have had the same under consideration and have instructed me to report the same back with the recommendation that they be concurred in.

Senator Kempf dissenting as to No. 22, A.

HERMAN KROEGER,  
Chairman.

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On motion of Senator Main,

The amendments to

No. 77, S.,

Reported by the committee on Railroads, were ordered printed.

On motion of Senator Taylor,

The rules were suspended, and the amendments to

No. 591, A.,

A bill to revise, consolidate and amend chapter 152 of the laws of 1889, entitled, "an act to incorporate the city of Superior,"

Were adopted, and the bill read a third time and concurred in.

On motion of Senator Koenitzer,

The rules were suspended, and

No. 503, A.,

A bill to legalize a certain plat of the city of Milwaukee, county of Milwaukee, and state of Wisconsin,

Was read a third time and concurred in.

On motion of Senator Nash,

The rules were suspended, the amendments to

No. 121, S.,

A bill to revise and amend an act, entitled, "An act to incorporate the city of Two Rivers,"

Were adopted, the bill read a third time and passed.

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#### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has adopted and asks the concurrence of the senate in

Jt. Res. No. 32, A.,

To allow Hon. C. E. Smith to introduce a bill.

And has passed and asks the concurrence of the senate in

No. 442, A.,

A bill to amend the charter of the city of Manitowoc,

No. 545, A.,

A bill to repeal chapter 478, of the laws of 1887.

And has amended and concurred in as amended,

No. 78, S.,

A bill to amend chapter 21, of the laws of 1882, entitled, "an act to incorporate the city of Baraboo," and of the acts amendatory thereof,

No. 201, S.,

A bill to create a municipal court in and for the county of Langlade,

No. 208, S.,

A bill to amend chapter 27, laws of 1889, entitled, "an act to revise, consolidate and amend chapter 127, laws 1887, entitled, 'an act to incorporate the city of Ashland.'"

And returns as requested,

No. 98, A.,

A bill to incorporate the city of Tomahawk,

And has concurred in

No. 242, S.,

A bill to revise, consolidate and amend the charter of the city of Oshkosh.

## ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 32, A.,

Was concurred in.

No. 442, A.,

Was referred to the committee on Incorporations.

No. 545, A.,

Was referred to committee on Judiciary.

The assembly amendments to

Nos. 78, 201 and 208, S.,

Were concurred in.

By unanimous consent, the vote by which

No. 98, A.,

A bill to incorporate the city of Tomahawk,

Was concurred in, was reconsidered.

Senator Kingston, by unanimous consent, offered the following amendment:

Amend by inserting the words "second Tuesday in April" in lieu of the words "first Tuesday in March," in the 2d and 3d lines of section 2, chapter 3,

Which was adopted, and the bill read a third time and concurred in.

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RESOLUTIONS CONSIDERED.

Jt. Res. No. 28, S.,

Providing for the receipt of direct tax levied by act of congress, approved August 5th, 1861,

Was adopted.

The ayes and noes being required, it was decided in the affirmative: ayes, 28; noes, none; not voting, 5.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzner, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Taylor, Voss, Woodnorth and Yahr — 28.

Noes — None.

Absent or not voting — Senators Koenitzer, Kroeger, Lees, Reynolds and Stanchfield — 5

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BILLS READY FOR A THIRD READING.

No. 120, A.,

A bill for the prevention of child labor,

Was recommitted to the committee on Education.

No. 215, S.,

A bill to constitute and organize the seventeenth judicial circuit, to fix the times for holding the terms of court for the several counties therein, to provide for the election of a judge therefor, and to change the boundaries of the sixth and eighth judicial circuits.

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 29; noes, 1; not voting, 3.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Taylor, Voss, Woodnorth and Yahr—29.

Noes—Senator Lees—1.

Absent or not voting—Senators Kennedy, Reynolds and Stanchfield—3.

No. 157, A.,

A bill to create the 16th judicial circuit out of the counties of Marathon, Lincoln and Oneida,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 28; noes, 1; not voting, 4.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Miller, Persons, Phipps, Pratt, Price, Taylor, Voss, Woodnorth and Yahr—28.

Noes—Senator Lees—1.

Absent or not voting—Senators Kennedy, Nash, Reynolds and Stanchfield—4.

No. 164, A.,

A bill to fix the compensation of the stationery clerk of the assembly as provided for in section 1 of chapter 522 of the laws of 1889, relating to legislative employes,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 29; noes, none; not voting, 4.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Taylor, Voss, Woodnorth and Yahr—29.

Noes—None.

Absent or not voting—Senators Kennedy, MacBride, Reynolds and Stanchfield—4.

## BILLS ON THEIR THIRD READING.

No. 8, A.,

A bill relating to liens upon logs, timber, lumber, cordwood, railroad ties, tan and other barks, piling, telegraph poles, telephone poles, fence posts, paving timber, stave bolts and staves,

Was recommitted to the committee on Incorporations.

No. 30, A.,

A bill to amend chapter 79, of the annotated statutes of Wisconsin, relating to rates of interest,

No. 55, A.,

A bill to amend the charter of the city of Tomah, Monroe county, Wisconsin,

No. 69, A.,

A bill to repeal chapter 467, of the laws of 1885, entitled, "an act to suppress and prevent the spread of infectious and contagious diseases among domestic animals, and to provide for the appointment of a state veterinarian,"

No. 79, A.,

A bill to repeal chapter 347 of the laws of 1887, entitled "An act to regulate the practice of veterinary medicine and surgery,"

No. 173, A.,

A bill to amend section 4567 of chapter 185 of the revised statutes, relating to the killing of insect devouring birds,

No. 272, A.,

A bill to permit the building of a wagon bridge across Sheboygan river, in the county of Sheboygan,

No. 336, A.,

A bill to amend section 2, chapter 114, of private and local laws of 1861, entitled, "An act to revise, consolidate and amend the act to incorporate the village of Waterloo and the several acts amendatory thereof, published April 29, 1861."

Were severally ordered to a third reading.

The amendments to

No. 203, A.,

A bill to amend the charter of the city of Seymour,

Were adopted, and the bill ordered to a third reading.

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BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 52, S.,

A bill to legalize the revised ordinances of the city of Black River Falls,

Was ordered engrossed and read a third time.



No. 56, S.,

A bill to repeal chapter 312, private and local laws of 1870, said chapter being entitled, "An act to lay out and establish a state road from the town of Seymour, in Outagamie county, to Ft. Howard, in Brown county,"

Was indefinitely postponed.

Senator Conner moved to recommit

No. 71, S.,

A bill to repeal chapter 348 of the laws of the state of Wisconsin, for the year 1885, entitled, "an act relating to the compensation of newspapers for publishing state laws,"

To the committee on Retrenchment.

The senate refused to recommit.

The ayes and noes being demanded, it was decided in the negative: ayes, 9; noes, 18; absent or not voting — 6.

The vote was as follows:

Ayes—Senators Apple, Conner, Falconer, Fetzer, Koenitzer, Lees, Persons, Voss and Yahr—9

Noes.—Senators Avery, Bechtner, Burdge, Clawson, Greene, Joiner, Kempf, Kennedy, Kingston, MacBride, Main, Mead, Miller, Nash, Phipps, Pratt, Price and Taylor.—18.

Absent or not voting — Senators Horn, Kidd, Kroeger, Reynolds, Stanchfield and Woodnorth — 6.

The question recurring on the indefinite postponement of the bill,

Senators Taylor, Nash and Horn asked to be excused from voting.

The senate refused to excuse, and the bill was indefinitely postponed.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 19; noes, 10; absent or not voting, 4.

Ayes—Senators Avery, Bechtner, Burdge, Clawson, Greene, Joiner, Kempf, Kennedy, Kingston, MacBride, Main, Mead, Miller, Nash, Phipps, Pratt, Price, Taylor, and Yahr—19.

Noes—Senators Apple, Conner, Falconer, Fetzer, Horn, Koenitzer, Kroeger, Lees, Persons and Voss—10.

Absent or not voting—Senators Kidd, Reynolds, Stanchfield and Woodnorth—4.

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On motion of Senator Clawson,

The senate took a recess until 7:30. P. M.

7:30 O'CLOCK P. M.

The senate was called to order by the president.

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The president announced the appointment of Senators Nash and Clawson on the part of the senate as members of the joint committee on adjournment, in accordance with Jt. Res. No. 25, A.

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#### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

The amendments to,

No. 99, S.,

A bill to authorize George Clayton and Charles E. Parker to construct and maintain a dam across the Eau Claire river, in Marathon county,

No. 104, S.,

A bill to establish a ferry across Lake St. Croix, at Hudson,

Were adopted, and the bills ordered engrossed and read a third time.

No. 120, S.,

A bill to authorize the removal of bodies buried in a certain cemetery in the town of Rochester and county of Racine,

No. 158, S.,

A bill to authorize Bertin Ramsey and Charles H. Jones, their successors and assigns, to improve the south branch of Pine River in Forest county, Wisconsin, and to collect tolls therefor,

No. 182, S.,

A bill to regulate the manufacture and sale of vinegar and to prevent the adulteration thereof,

No. 247, S.,

A bill to repeal that part of section 478, laws of 1864, relating to state county roads,

No. 302, S.,

A bill to authorize Henry Collette, J. S. Chase, Levi Collette, their successors and assigns, to maintain a dam or dams and otherwise improve the north branch of the Pine river, in Forest county, Wisconsin, and collect tolls therefor, Were severrly ordered engrossed and read a third time.

No. 218, S.,

A bill to amend subdivision 8, of section 2969, of the annotated statutes, relating to the rate of interest on judgments,

No. 309, S.,

A bill to amend chapter 289 of session laws of 1885, entitled, "of highways and bridges,"

Were severally laid over.

No. 161, S.,

A bill to amend section 3775, of the revised statutes, concerning fees of jurors in justice courts,

No. 286, S.,

A bill for an act relating to the examination of persons in actions for the recovery of damages for personal injuries, Were severally indefinitely postponed.

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#### MESSAGE FROM THE ASSEMBLY,

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in,

No. 765, A.,

A bill to amend section 2433 of chapter 113 of the revised statutes as amended, entitled "of circuit courts,"

No. 804, A.,

A bill to create a municipal court for the county of Polk,

No. 138, A.,

A bill to define the powers and duties of the park commissioners and establish a fund for the maintenance of parks and boulevards in the city of Milwaukee,

No. 151, A.,

A bill to amend the charter of the city of Ahnapee,

No. 188, A.,

A bill to amend section 2, chapter 167, laws of 1881, as amended by chapter 279, laws of 1889, and fixing the minimum rate of interest on loans of trust funds,

No. 285, A.,

A bill to amend section 1896, revised statutes, by creating sub-division 2 thereof, and to provide for the organization

and management of corporations for the purpose of insuring property against accident from causes other than fire and lightning,

No. 340, A.,

A bill to enable the city of Racine to readjust a portion of its corporate debt,

No. 449, A.,

A bill to promote school attendance and restrain truancy,

No. 766, A.,

A bill relating to the duties of sheriffs, and to amend subdivision 4, of section 725, of chapter 37, of the revised statutes, entitled, "Of county officers."

And has concurred in

Jt. Res. No. 35, S.,

Authorizing Senator Pratt to introduce a bill,

No. 21, S.,

A bill to amend section 1346, revised statutes, relating to tunnels,

No. 22, S.,

A bill appropriating money to the Wisconsin Veterans' Home at Waupaca.

And has corrected, and concurred in as corrected,

No. 159, S.,

A bill to amend chapter 99 of the laws of Wisconsin for the year 1885, entitled, "An act to incorporate the city of West Bend,"

No. 62, S.,

A bill to amend chapter 99, of the laws of 1885, entitled "an act to incorporate the city of West Bend."

And concurred in

Jt. Res. 36, S.,

Requesting the return of No. 200, A.

No. 121, S.,

A bill to revise and amend an act, entitled an "act to incorporate the city of Two Rivers,"

No. 215, S.,

A bill to constitute and organize the seventeenth judicial circuit, to fix the times for holding the terms of court for the several counties therein, to provide for the election of a judge therefor and to change the boundaries of the sixth and eighth judicial circuits.

And has concurred in senate amendments to

No. 657, A.,

A bill to amend chapter 195 of the laws of Wisconsin for 1878, entitled, "an act to incorporate the city of Waupun,"

No. 591, A.,

A bill to revise, consolidate and amend chapter 152 of the laws of 1889, entitled, "An act to incorporate the city of Superior."

The president called Senator MacBride to the chair.

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ASSEMBLY MESSAGE CONSIDERED.

No. 765, A.,

Was re-referred to committee on Judiciary.

The assembly amendments to

Nos. 62 and 159, S.,

Were concurred in.

On motion of Senator Taylor,

The rules were suspended, and

No. 804, A.,

Was read a third time and concurred in.

No. 138, A.,

Was referred to the Milwaukee Delegation.

No. 151, A.,

Was referred to committee on Incorporations.

Nos. 188 and 285, A.,

Were referred to the committee on Finance, Banks and Insurance.

On motion of Senator Apple,

The rules were suspended, and

No. 340, A.,

Was read a third time and concurred in.

No. 449, A.,

Was referred to the committee on Education.

No. 766, A.,

Was referred to committee on Judiciary.

On motion of Senator Clawson,

The vote by which

No. 147, A.,

Was ordered engrossed and read a third time,

Was re considered,

And the bill recommitted to committee on Judiciary.

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RESOLUTIONS INTRODUCED.

By Senator Clawson:

Jt. Res. No. 38, S.,

*Resolved by the senate, the assembly concurring, That when the legislature adjourn it be to Tuesday morning at 10 o'clock.*

Adopted.



## REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,

No. 285, S.,

A bill for an act relating to the removal of encroachments from highways,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 40, A.,

A bill to amend section 2, of chapter 385, of the laws of 1889, entitled, "An act relating to the discharge of insolvent debtors, who make voluntary assignment,"

Jt. Res. No. 12, A.,

Amending section 7, article 7, of the constitution, providing for additional circuit judges in counties having 200,000 or more inhabitants,

With the recommendation that they be concurred in.

No. 73, A.,

A bill to amend section 965, revised statutes of 1878, relating to appointments to fill vacancies in state offices,

With an amendment and recommend that it be concurred in when so amended.

No. 293, S.,

A bill to submit to the people an amendment to subdivision 9 of section 31 of article IV of the constitution of the state of Wisconsin,

No. 1, S.,

A bill for the punishment of habitual criminals,

With the recommendation that they be indefinitely postponed.

No. 545 A.,

A bill to repeal chapter 478 of the laws of 1887,

With the recommendation that it be returned to the assembly for the purpose of correcting the title of the bill so that it will express the subject matter of the contents of the bill.

WM. KENNEDY,  
Chairman.

So ordered.

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The committee on State Affairs, to whom was referred,

No. 183, S.,

A bill relating to the geographic nomenclature of the lakes and streams in Wisconsin,

No. 240, S.,

A bill to punish drunkenness,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be indefinitely postponed.

No. 107, S.,

A bill to suppress foul brood among bees, and making an appropriation therefor,

With amendments and recommend its passage when so amended.

No. 440, A.,

A bill to authorize the city of Manitowoc to borrow ten thousand dollars (\$10,000) to build sewers in said city of Manitowoc,

And recommend its passage.

Jt. Res. No. 34, S.,

Relating to an act of congress, approved August 30, 1890, relating to colleges of agriculture and mechanical arts,

And recommend its adoption.

GEO. W. PRATT,  
Chairman.

No. 107, S.,

Was recommitted to committee on Claims.

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The committee on Engrossed Bills have examined and find correctly engrossed:

No. 52, S.,

A bill to legalize the revised ordinances of the city of Black River Falls.

No. 319, S.,

A bill to amend section 593 of the revised statutes for the year 1878, as amended by chapter 266, of the laws of 1880, as amended by section 2, of chapter 202, of the laws of 1881, as amended by section 1, of chapter 35, of the laws of 1883, and chapter 228, of the laws of 1889, relating to fees of county judges,

No. 222, S.,

A bill to amend the charter of the city of Plymouth and the several acts amendatory thereof,

No. 45, S.,

A bill to repeal section 5, of chapter 512, of the laws of 1870, entitled "an act to amend chapter 232 of the private and local laws of 1866, entitled 'An act to incorporate the Oshkosh and Mississippi River Railroad Co.'"

F. T. YAHR,  
Chairman.

The committee on Finance, Banks and Insurance, to whom was referred

No. 236, S.,

A bill to regulate within this state the business of accident, live stock, plate glass, steam boiler and fidelity insurance,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

E. W. PERSONS,  
Chairman.

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### LETTERS, PETITIONS, ETC.

By Senator Joiner,

Pet. No. 109, S.,

Petition of trustees and officers of Iowa Co. Asylum, against passage of No. 16, S.

To committee on Charitable and Penal Institutions.

By Senator Avery,

Pet. No. 110, S.,

Petition of superintendents of poor, and others, of Sauk county against passage of No. 16, S.

To committee on Charitable and Penal Institutions.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Pratt:

No. 337, S.,

A bill to authorize Winnebago county to construct a sewer across the grounds of the Northern Hospital.

To joint committee on Charitable and Penal Institutions.

## LEAVE OF ABSENCE.

Leave of absence was granted to Senators Woodnorth, Koenitzer, Pratt and Persons until Tuesday.

To Senator Yahr, until Wednesday.

To Senator Kennedy until Friday.

To Senator Fetzer, indefinitely.

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ADJOURNMENT.

On motion of Senator Greene,

The senate adjourned until 7:30 P. M., Monday, March 16th.

MONDAY, MARCH 16, 1891.

The senate met,  
The president pro tem. in the chair.  
The calling of the roll was dispensed with.

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EXECUTIVE COMMUNICATION.

EXECUTIVE DEPARTMENT,  
*Madison, Wisconsin,*  
MARCH 13th, 1891.

*To the Honorable the Senate:*

The following entitled bills, originating in the senate, have been approved, signed and deposited in the office of the secretary of state:

No. 47, S.,

An act to provide for an increase of the income of the University of Wisconsin, to be used in the construction, equipment and maintenance of necessary buildings therefor, and to provide for the permanent necessities arising from the growth of the university,

No. 68, S.,

An act to authorize the common council of the city of Milwaukee to appropriate to the assessors of the fourteenth and sixteenth wards of the city of Milwaukee, certain sums,

No. 86, S.,

An act to amend chapter 163, of the general laws of this state,

No. 255, S.,

An act to authorize the city of Fond du Lac to borrow money and build and equip school buildings, in the city of Fond du Lac, Wisconsin.

GEO. W. PECK.



## REPORTS OF COMMITTEES.

The committee on Enrolled Bills have examined and find correctly enrolled:

No. 215, S.,

A bill to constitute and organize the seventeenth judicial circuit, to fix the time for holding the terms of court for the several counties therein, to provide for the election of a judge therefor, and to change the boundaries of the sixth and eighth judicial circuits,

No. 21, S.,

A bill to amend section 1346, of the revised statutes, relating to tunnels,

No. 242, S.,

A bill to revise, consolidate and amend the charter of the city of Oshkosh,

R. J. BURDGE

For Committee.

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MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in,

No. 690, A.,

A bill to amend the charter of the city of Antigo,

No. 321, A.,

A bill to amend section 3 of sub chapter 5 of chapter 164, of laws of Wisconsin for year 1885, entitled "an act to revise the charter of city of Chippewa Falls."

And has amended the title of

No. 564, A.,

A bill to amend chapter 207, laws of 1879,

To read as follows:

To amend chapter 207, laws of 1879, being an act relating to the civil rights of discharged convicts.

And has concurred in the senate amendment to

No. 98, A.,

A bill to incorporate the city of Tomahawk.

And returns for further consideration

No. 591, A.,

A bill to revise, consolidate and amend chapter 152 of the laws of 1889, entitled, "An act to incorporate the city of Superior."

## ASSEMBLY MESSAGE CONSIDERED.

Nos. 690, and 321, A.,

Were referred to the committee on Incorporations.

No. 564, A.,

Was referred to committee on Judiciary,

On motion of Senator MacBride,

The vote by which

No. 591, A.,

A bill to revise, consolidate and amend chapter 152 of the laws of 1889, entitled, "an act to incorporate the city of Superior,"

Was concurred in,

Was reconsidered.

By unanimous consent Senator MacBride offered the following amendment:

Amend sub-division fifty one of section 35, by striking out the words, "and prohibit," where the same occurs in the first line of said sub-division in the printed bill, and by striking out the words, "as the common council may deem necessary," where the same occurs in the 6th and 7th lines of said sub-division in the printed bill, and insert in lieu thereof, the words, "as may be necessary," so that said sub division, when so amended will read as follows:

51. To regulate the use of locomotive engines and railroad cars within the city, to direct and control the location of railroad tracks within the streets, to regulate the speed of railway trains within the city and to require railroad companies to construct and maintain at their own expense such bridges, gates, viaducts, tunnels, approaches or other conveniences at all public crossings of streets now laid out or which may be hereafter laid out as may be necessary, also to regulate the running of street railways cars, the laying down of tracks for the same, the transportation of passengers and the fare to be paid and the kind of rails and power to be used.

Which was adopted, and the bill read a third time and concurred in.

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RESOLUTIONS CONSIDERED.

Jt. Res. No. 12, A.,

Jt. Res. No. 34, S.,

Were severally laid over.

## BILLS READY FOR A THIRD READING.

No. 45, S.,

A bill to repeal section 5, of chapter 512, of the laws of 1870, an act to amend chapter 232 of the private and local laws of 1866, entitled "An act to incorporate the Oshkosh and Mississippi River Railroad Co.,"

No. 52, S.,

A bill to legalize the revised ordinances of the city of Black River Falls,

No. 222, S.,

A bill to amend the charter of the city of Plymouth and the several acts amendatory thereof,

No. 319, S.,

A bill to amend section 593 of the revised statutes for the year 1878, as amended by chapter 266 of the laws of 1880, as amended by section 2 of chapter 202 of the laws of 1881, as amended by section 1 of chapter 35 of the laws of 1883, and chapter 228 of the laws of 1889, relating to fees of county judges,

Were severally read a third time and passed.

No. 173, A.,

A bill to amend section 4567 of chapter 185 of the revised statutes, relating to the killing of insect devouring birds,

No. 203, A.,

A bill to amend the charter of the city of Seymour,

No. 272, A.,

A bill to permit the building of a wagon bridge across Sheboygan river, in the county of Sheboygan,

No. 55, A.,

A bill to amend the charter of the city of Tomah, Monroe county, Wisconsin,

No. 336, A.,

A bill to amend section 2, chapter 114, of private and local laws, of 1887, entitled, "An act to revise, consolidate and amend the act to incorporate the village of Waterloo and the several acts amendatory thereof, published April 29, 1861,"

Were severally read a third time and concurred in.

No. 30, A.,

A bill to amend chapter 79, of the annotated statutes of Wisconsin, relating to rates of interest,

No. 69, A.,

A bill to repeal chapter 467, of the laws of 1885, entitled, "An act to suppress and prevent the spread of infectious, and contagious diseases among domestic animals, and to provide for the appointment of a state veterinarian,"

No. 79, A.,

A bill to repeal chapter 347 of the laws of 1887, entitled, "An act to regulate the practice of veterinary medicine and surgery,"

Were severally laid over.

## BILLS ON THEIR THIRD READING.

No. 11, A.,

A bill to amend chapter 450, laws of 1889, entitled, "An act relating to and fixing the corporate limits of the city of Milwaukee, approved April 16, 1889,"

No. 22, A.,

A bill to amend chapter 498 of the laws of 1887, entitled, "An act to amend chapter 248 of the laws of 1887, entitled, 'an act to amend the charter of the city of Milwaukee,'"

No. 40, A.,

A bill to amend section 2, of chapter 385, of the laws of 1889, entitled, "an act relating to the discharge of insolvent debtors who make voluntary assignments,"

No. 90, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the south sewerage district of said city,

No. 91, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the Bay View sewerage district of said city,

No. 141, A.,

A bill to amend section 10, of chapter 12, of chapter 184, the laws of 1874, entitled "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof,"

No. 143, A.,

A bill to amend subsection 40, of section 3, of chapter 4, of chapter 184, of the laws of 1874, being "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof," and the revised acts amendatory thereof,

No. 144, A.,

A bill to amend subsection 63, of section 3 of chapter 184, of laws of 1874, being "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the revised acts amendatory thereof" and other revised acts amendatory thereof.

No. 440, A.,

A bill to authorize the city of Manitowoc to borrow ten thousand dollars (\$10,000) to build sewers in said city of Manitowoc,

No. 662, A.,

A bill to authorize and empower the Cement and Land company, its successors or assigns, to construct and maintain one or more piers, docks or wharves into Lake Michigan, in Milwaukee county,

Were severally ordered to a third reading.

The amendments to

No. 73, A.,

A bill to amend section 965, revised statutes of 1878, relating to appointments to fill vacancies in state offices,

No. 174, A.,

A bill for an act legalizing the acts and proceedings of the electors and board of supervisors of the town of Stockbridge, in Calumet county, and to authorize the board of supervisors of said town to maintain a poor farm in said town of Stockbridge,

No. 281, A.,

A bill legalizing the acts of the county board of Barron county, and an ordinance passed by them relating to the division of the town of Chetek, and creating the town of Dovre,

Were severally adopted and the bills ordered to a third reading.

On motion of Senator Clawson, the vote which

No. 336, A.,

A bill to amend section 2, chapter 114, of private and local laws of 1887, entitled, "An act to revise, consolidate and amend the act to incorporate the village of Waterloo and the several acts amendatory thereof, published April 29, 1861,"

Was concurred in,

Was reconsidered,

And the bill laid over.

On motion of Senator Clawson,

The assembly was requested to return to the senate,

No. 804, A.,

A bill to create a municipal court for the county of Polk,  
For further consideration.

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#### ADJOURNMENT.

On motion of Senator Joiner,

The senate adjourned.



TUESDAY, MARCH 17, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. J. E. Irish.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss and Woodnorth—29.

Senators Greene, Kennedy, [Nash and Yahr were absent with leave.

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The Journal of Monday evening was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senator Koenitzer until Friday morning.

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#### RESOLUTIONS INTRODUCED.

By Senator Pratt:

Jt. Res. No. 39, S.,

*Resolved by the senate, the assembly concurring,* That the governor be requested to return to the assembly

No. 242, S.,

A bill to revise, consolidate and amend the charter of the city of Oshkosh,

For further consideration.

Adopted.

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### REPORTS OF COMMITTEES.

The committee on Engrossed Bills have examined and find correctly engrossed:

No. 99, S.,

A bill to authorize George Clayton and Charles E. Parks to construct and maintain a dam across the Eau Claire river, in Marathon county,

No. 104, S.,

A bill to establish a ferry across Lake St. Croix, at Hudson,

No. 120, S.,

A bill to authorize the removal of bodies buried in a certain cemetery in the town of Rochester and county of Racine,

No. 158, S.,

A bill to authorize Bertin Ramsey and Charles H. Jones, their successors and assigns, to improve the south branch of Pine River in Forest county, Wisconsin, and to collect tolls therefor.

No. 182, S.,

A bill to regulate the manufacture and sale of vinegar and to prevent the adulteration thereof,

ROBERT LEES,  
Acting Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 78, S.,

A bill to amend chapter 21, of the laws of 1882, entitled, "an act to incorporate the city of Baraboo," and the acts amendatory thereof,

WM. F. VOSS,  
Chairman.

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### EXECUTIVE COMMUNICATION.

EXECUTIVE DEPARTMENT,  
Madison, Wisconsin,  
MARCH 13th, 1891.

*To the Honorable the Senate:*

In compliance with joint resolution No. 36, S., I herewith return for further consideration, bill

No. 200, A.,

A bill to incorporate the city of Phillips, Price county, Wis.

GEO. W. PECK.

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MESSAGE FROM THE ASSEMBLY,

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in,

No. 31, A.,

A bill to amend chapter 274, of the laws of 1880, entitled, "an act authorizing the city of Winona to construct, operate and maintain a bridge across the Mississippi river,"

No. 62, A.,

A bill conferring civil, criminal and appellate jurisdiction upon the county court of Waukesha county, Wis.,

No. 75, A.,

A bill to authorize the erection of a dam across the Red river in Shawano county, Wis., and to grant certain powers and privileges to persons therein mentioned,

No. 202, A.,

A bill to amend sec. 14 of chap. 239 of the laws of Wisconsin for the year 1887, entitled, "An act to create a municipal court for Lincoln county,"

No. 206, A.,

A bill to amend section 3187, revised statutes, relating to notices of pendency of actions by filing,

No. 221, A.,

A bill to authorize the construction of a bridge across Rock river, in the town of Watertown, Jefferson county,

No. 227, A.,

A bill to authorize Carl E. Peterson, his associates and assigns, to construct and maintain a dam across Trade river, in Burnett county, Wis.,

No. 234, A.,

A bill to secure religious freedom in public reformatories and prisons,

No. 282, A.,

A bill to authorize the Fifield Manufacturing Company to build and maintain a dam across the south fork of Flambeau river, in Price county,

No. 297, A.,

A bill to amend section 4 of chapter 32, of the laws of 1882, as amended by section 2, of chapter 393, of the laws of 1887, providing for the compensation of the register in probate for Dane county,

No. 305, A.,

A bill to authorize Wm. Sauntry, his heirs and assigns, to build or acquire and maintain certain dams across Spruce river, in the county of Douglas, Wisconsin,

No. 306, A.,

A bill to authorize Wm. Sauntry, his heirs and assigns, to build or acquire and maintain certain dams across the Moose river, below where said river crosses the east line of township 45 north, of range 13 west, and across the St. Croix river between where it crosses the west line of section 6, in township 44 north, of range 11 west, and the west line of township 43 north, of range 13 west,

No. 307, A.,

A bill to authorize Wm. Sauntry, his heirs or assigns, to build or acquire and maintain a dam across Tamarack river in the county of Burnett, and state of Wisconsin,

No. 362, A.,

A bill to authorize James Meiklejohn and W. H. Hatten co-partners, as Meiklejohn & Hatten, to maintain a dam on the Little Wolf river in Waupaca county,

No. 368, A.,

A bill to provide for platting lands by executors, administrators and guardians before sale, pursuant to order of county court,

No. 383, A.,

A bill creating the first Monday in September in each year a legal holiday, to be known as Artisans' day, and to amend section 2577 of the revised statutes and the acts amendatory thereof,

No. 441, A.,

A bill to authorize the city of Manitowoc to borrow thirty thousand dollars (\$30,000) to build a bridge across the Manitowoc river in said city of Manitowoc,

No. 623, A.,

A bill to authorize E. W. Dierks and others, to maintain a dam in the Oconomowoc river, in Washington county,

No. 641, A.,

A bill to amend section 1, of chapter 21, of the laws of 1835, entitled, "An act to amend section 1, of chapter 237, laws of 1833, relating to the establishment and maintenance of public watering places,"

No. 728, A.,

A bill authorizing C. L. Nilson to build a dock or pier into the waters of Sturgeon Bay, Door county, Wisconsin,

No. 740, A.,

A bill to amend chapter 175, of the laws of 1887, entitled, "An act to amend chapter 159, laws of 1835," entitled, "An act to revise, codify and amend chapter 278, laws of 1874, entitled, 'An act to incorporate the city of Shawano and the several acts amendatory thereof,' "

No. 758, A.,

A bill to amend section 2439 of chapter 113 of the revised statutes, entitled "of the circuit courts,"

No. 759, A.,

A bill to amend sub-division 20 of section 2982 of chapter 130 of the revised statutes as amended, entitled "of executions,"

No. 762, A.,

A bill to amend section 3065, of chapter 132, of the revised statutes, entitled, "Of writs of error and appeals to the supreme court,"

No. 764, A.,

A bill to amend chapter 129 of the revised statutes, entitled, "of costs and fees allowed to parties in circuit court," And has amended and concurred in as amended,

No. 262, S.,

A bill relating to and amendatory of chapter 247 of the laws of Wisconsin, for the year of 1878, and acts amendatory thereof, relating to the charter of the city of Fort Atkinson.

And has corrected the title of

No. 545 A.,

To read as follows:

A bill to repeal chapter 478 of the laws of 1887, relating to practice in the circuit courts of the state of Wisconsin.

And has concurred in the senate amendments to

No. 591, A.,

A bill to revise, consolidate and amend chapter 152 of the laws of 1889, entitled "an act to incorporate the city of Superior.

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### ASSEMBLY MESSAGE CONSIDERED.

Nos. 31, 75, 227, 282, 305, 306, 307, 362, 628 and 740, A..

Were severally referred to the committee on Incorporations.

Nos. 62, 202, 206, 297, 368, 383, 758, 759, 762, 764 and 545, A.

Were severally referred to the committee on Judiciary.

Nos. 221 and 441, A.,

Were severally referred to the committee on Roads and Bridges.

Nos. 641 and 728, A.,

Were severally referred to the committee on State Affairs.

No. 234, A.,

Was referred to the committee on Charitable and Penal Institutions.

No. 262, S.,

Was laid over.

On motion of Senator Main,

The rules were suspended, and

No. 297, A.,

A bill to amend section 4, of chapter 32, of the laws of



1882, as amended by section 2, of chapter 393, of the laws of 1887, providing for the compensation of the register in probate for Dane county,

Was read a third time and concurred in.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 12, A.,

Amendatory of section 7, of article 7 of the constitution, providing for additional circuit judges in counties having 200,000 or more inhabitants,

Was concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 29; noes, none; not voting, 4.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss and Woodnorth—29.

Noes—None.

Absent or not voting — Senators Greene, Kennedy, Nash and Yahr—4.

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Senator Lees moved that the vote by which

Jt. Res. No. 12, A.,

Was concurred in, be re-considered, and the resolution be re-committed to the committee on Judiciary.

Which motion prevailed.

The ayes and noes being required, it was decided in the affirmative: ayes, 28; noes, 1; not voting, 4.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Miller, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss and Woodnorth—28.

Noes—Senator Mead—1.

Absent or not voting—Senators Greene, Kennedy, Nash and Yahr—4.

Jt. Res. No. 34, S.,

Relating to an act of congress, approved Aug. 30, 1890, relative to colleges of agriculture and mechanical arts. Was adopted.

The ayes and noes being required, it was decided in the affirmative: ayes, 29; noes, none; not voting, 4.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Horn, Joiner, Kempf,

Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss and Woodnorth—29.

Noes—None.

Absent or not voting—Senators Greene, Kennedy, Nash, and Yahr—4.

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### BILLS READY FOR A THIRD READING.

No. 11, A.,

A bill to amend chapter 450, of the laws of 1889, entitled, "an act relating to and fixing the corporate limits of the city of Milwaukee, approved April 16, 1889,"

No. 40, A.,

A bill to amend section 2, of chapter 385, of the laws of 1889, entitled, "An act relating to the discharge of insolvent debtors, who make voluntary assignment,"

No. 73, A.,

A bill to amend section 965, revised statutes of 1878, relating to appointments to fill vacancies in state offices,

No. 90, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the south sewerage district of said city,

No. 91, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the Bay View sewerage district of said city,

No. 141, A.,

A bill to amend section 10, of chapter 12, of chapter 184, of the laws of 1874, entitled "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof,"

No. 143, A.,

A bill to amend subsection 40, of section 3, of chapter 4, of chapter 184, of the laws of 1874, being "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof," and the revised acts amendatory thereof,

No. 144, A.,

A bill to amend subsection 63, of section 3, of chapter 184, laws of 1874, being "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the revised acts amendatory thereof," and other revised acts amendatory thereof,

No. 174, A.,

A bill for an act legalizing the acts and proceedings of the electors and board of supervisors of the town of Stockbridge, in Calumet county, and to authorize the board of supervisors of said town to maintain a poor farm in said town of Stockbridge,

No. 281, A.,

A bill legalizing the acts of the county board of Barron county, and an ordinance passed by them relating to the division of the town of Chetek, and creating the town of Dovre,

No. 440, A.,

A bill to authorize the city of Manitowoc to borrow ten thousand dollars (\$10,000) to build sewers in said city of Manitowoc,

Were severally concurred in.

No. 22, A.,

A bill to amend chapter 498 of the laws of 1887, entitled, "An act to amend chapter 248 of the laws of 1887, entitled, 'an act to amend the charter of the city of Milwaukee,'"

Was concurred in.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 18; noes, 10; not voting, 5.

The vote was as follows:

Ayes — Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Horn, Kidd, Koenitzer, Kroeger, Lees, MacBride, Mead, Miller, Reynolds, Voss and Woodnorth — 18.

Noes — Senators Avery, Joiner, Kempf, Kingston, Main, Persons, Phipps, Price, Stanchfield and Taylor — 10.

Absent or not voting — Senators Greene, Kennedy, Nash, Pratt and Yahr — 5.

No. 69, A.,

A bill to repeal chapter 467, of the laws of 1885, entitled, "An act to suppress and prevent the spread of infectious, and contagious diseases among domestic animals, and to provide for the appointment of a state veterinarian,"

No. 79, A.,

A bill to repeal chapter 347 of the laws of 1887, entitled "An act to regulate the practice of veterinary medicine and surgery,"

Were severally recommitted to committee on Agriculture.

No. 30, A.,

A bill to amend chapter 79, of the annotated statutes of Wisconsin, relating to rates of interest,

Was recommitted to committee on Finance, Banks and Insurance.

No. 336, A.

A bill to amend section 2, chapter 114, of private and local laws of 1887, entitled, "An act to revise, consolidate and amend the act to incorporate the village of Waterloo and the several acts amendatory thereof, published April 29, 1861,"

Was recommitted to committee on Judiciary.

No. 662, A.,

A bill to authorize and empower the Cement and Land company, its successors or assigns, to construct and main-

tain one or more piers, docks or wharves into Lake Michigan, in Milwaukee county,

Was recommitted to Milwaukee Delegation.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 55, S.,

A bill to appropriate to the Wisconsin Dairymen's association a sum of money therein named,

No. 169, S.,

A bill to authorize the city of Milwaukee to change the grade of streets,

No. 171, S.,

A bill to regulate rendering and fertilizing in the county of Ozaukee,

No. 181, S.,

A bill to amend section 2507, chapter 115, of the revised statutes, relating to the municipal court of the county of Milwaukee,

No. 285, S.,

A bill for an act relating to the removal of encroachments from highways,

No. 299, S.,

A bill to amend chapter 184, laws of 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852," and the several acts amendatory thereof,

No. 334, S.,

A bill to appropriate to the governor's contingent fund a sum of money therein named,

Were severally ordered engrossed and read a third time.  
The amendments to

No. 30, S.,

A bill to amend section 1222, A., of the annotated statutes, in relation to telephone licenses,

No. 77, S.,

A bill to authorize the location and construction of railroads in tunnels or underways, and to authorize condemnation of right-of-way therefor,

No. 83, S.,

A bill to appropriate a certain sum of money therein named to the Wisconsin School for the Deaf,

No. 103, S.,

A bill to authorize the State Board of Supervision to purchase a tract of land adjoining the Northern Hospital for the Insane, and to appropriate money therefor,

No. 249, S.,

A bill to amend the charter of the city of DePere,



No. 326, S.,

A bill to amend sections 1332, 1333, 1334 and 1335 of the revised statutes relating "to encroachments,"

Were severally adopted, and the bills ordered engrossed and read a third time.

No. 157, S.,

A bill relating to the commitment of dependent children,

No. 240, S.,

A bill to punish drunkenness,

No. 293, S.,

A bill to submit to the people an amendment to sub-division 9 of section 31 of article IV of the constitution of the state of Wisconsin,

Were severally laid over until Thursday morning, March 19.

No. 1, S.,

A bill for the punishment of habitual criminals,

No. 179, S.,

A bill to amend chapter 187 of the revised statutes, relating to the sale, transportation and packing of unwholesome, stale, emaciated, blown, putrid or measly flesh of deceased animals,

No. 196, S.,

A bill relating to drainage of lands for manufacturing, agricultural and other purposes,

Were severally recommitted to the committee on Judiciary, and amendment to No. 1, S., ordered printed.

No. 129, S.,

A bill to amend chapter 373 of the laws of 1889, entitled, "An act to amend chapter 22, of the laws of 1887, entitled, 'An act to amend chapter 258, of the laws of 1883, entitled, 'An act to provide for the annual publication of railroad map and appropriating money therefor,'"

Was recommitted to committee on Claims.

No. 29, S.,

A bill to regulate the rental allowed for the use of telephones, and fixing a penalty for its violation,

No. 43, S.,

A bill to define the rights of towns and villages,

No. 75, S.,

A bill to amend sub-division 5, of section 1828, of the revised statutes, regarding additional corporate powers,

No. 76, S.,

A bill to amend chapter 255, of the general laws of 1889, entitled, "an act relating to highways and to define more specifically the rights of abutting owners,

No. 175, S.,

A bill to authorize district attorneys to employ experts.

No. 183, S.,

A bill relating to the geographic nomenclature of the lakes and streams in Wisconsin,



No. 236, S.,

A bill to regulate within this state the business of accident, live stock, plate glass, steam boiler and fidelity insurance,

No. 322, S.,

A bill relating to costs in justices' courts in criminal cases, Were severally indefinitely postponed.

By unanimous consent the vote by which

No. 200, A.,

A bill to incorporate the city of Phillips, Price county, Wis.,

Was concurred in, was reconsidered.

Senator Kingston, by unanimous consent, offered the following amendments to No. 200, A.:

Amend by striking out all of section 2 of title 2, after the word Wisconsin, where the same occurs in the seventh line of said section in the printed bill. Also by inserting the words "and two ballot clerks," after the word elections, where the same occurs in the sixth line of section 7, of title 2, in the printed bill. Also by striking out all of section fourteen of title nine and changing section fifteen to section fourteen and by changing section 16 to section 15, and by changing section 17 to section 16, and changing section 18 to section 17, and by changing section 19 to section 18, and by changing section 20 to section 19, and by changing section 21 to section 20, and by changing section 22 to section 21. Also by amending section 20 of title 10 by striking out the words, "city of Phillips," where they occur in the first line of the printed bill and inserting in lieu thereof the words, "town of Worcester;" also by inserting after the words, "school-house site," where the same occur in the tenth line of the same section, the words, "of sub-district number one;" also by striking out the last three words of the same section, and inserting in lieu thereof the words, "city of Phillips," so that said section, when so amended, shall read as follows:

Section 20. The present management of schools of said town of Worcester shall continue intact until the first Monday in July, 1891, from and after which date the connection between said city and town of Worcester, in school matters, shall absolutely cease. The board of school directors of the town of Worcester shall, on the 30th day of June, 1891, when the school moneys then in the hands of the town treasurer, belonging to each sub district therein, as well as moneys to become due, shall be ascertained and the sum so due or to become due sub-district number one shall be transferred to said board of education of the city of Phillips, the said board of directors drawing an order therefor on said town treasurer in favor of the city treasurer of said city of Phillips. The school house site of sub-district number one, together with

all text books in actual use, and all school apparatus therein shall, from and after said 30th day of June, 1891, vest in said city of Phillips. Also by striking out all of section fourteen of title eleven. Also by striking out all of section twenty three of title eleven. Also by striking out all of section twenty-four of title eleven. Also by striking out all of section twenty-five of title eleven. And by changing the numbers of sections in title eleven as follows: Section 15 to 14; section 16 to 15; section 17 to 16; section 18 to 17; section 19 to 18; section 20 to 19; section 21 to 20; section 22 to 21; section 26 to 22.

The bill and amendments were recommitted to the committee on Incorporations.

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Senator MacBride moved that the senate take a recess until 7:30 this evening, to receive reports of committees and transact such other business as may be taken up by unanimous consent.

The motion prevailed and the senate took a recess.

7:30 O'CLOCK P. M.

The senate was called to order by the president.

On motion of Senator Avery,

The vote by which the assembly amendments to  
No. 78, S.,

A bill to amend chapter 21, of the laws of 1882, entitled,  
"an act to incorporate the city of Baraboo," and of the acts  
amendatory thereof,

Were concurred in, were reconsidered by unanimous consent, and the bill returned to the assembly for further consideration.

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#### REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,

No. 92, A.,

A bill to amend section 1327, of the revised statutes of the state of Wisconsin for the year 1878, relating to guide boards,

No. 202, A.,

A bill to amend section 14, of chapter 239, of the laws of Wisconsin, for the year 1887, entitled, "An act to create a municipal court for the county of Lincoln,"

No. 134, A.,

A bill for the appointment of a register of probate for the county of Kenosha,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

No. 615, A.,

A bill to amend chapter 167, laws of 1887, creating a second municipal court of Barron county, Wisconsin,

Jt. Res. No. 12, A.,

Amending section 7, article 7, of the constitution, providing for additional circuit judges in counties having 200,000 or more inhabitants,

With amendments and recommend that they be concurred in when so amended.

No. 149, S.,

A bill to amend chapter 91, revised statutes of 1878, entitled "Of religious societies,"

No. 168, S.,

A bill to repeal chapter 201, of the laws of 1889, and restore chapter 291, of the laws of 1880,

With the recommendation that they be indefinitely postponed.

M. C. MEAD,  
Acting Chairman.

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The committee on Incorporations, to whom was referred,  
No. 119, S.,

A bill to authorize James Lindeman, his associates, heirs and assigns, to construct and maintain a dam across "Oak Creek," in the county of Milwaukee,

No. 132, S.,

A bill to amend section 1751, revised statutes of 1878, relating to corporations,

No. 244, S.,

A bill to revise, consolidate and amend the charter of the city of Menasha,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they severally do pass.

No. 211, S.,

A bill to amend the charter of the city of Neillsville, and to authorize the common council to expend money on highways leading to said city, and in relation to other matters pertaining to said city,

No. 212, S.,

A bill for an act to amend chapter 271, of the laws of Wisconsin for the year 1882, and the acts amendatory thereof, entitled an "act to incorporate the city of Neillsville,"

With the recommendation that they be severally indefinitely postponed.

No. 220, S.,

A bill to amend section 1775, chapter 86, revised statutes, as amended by chapter 133, laws of 1881, and chapter 70, laws of 1883, relating to corporations,

With amendments, and with the recommendation that it do pass when so amended.

No. 442, A.,

A bill to amend the charter of the city of Manitowoc,

With the recommendation that it be concurred in.

No. 200, A.,

A bill to incorporate the city of Phillips, Price county, Wis.,

No. 313, A.,

A bill to incorporate the city of Chetek, Barron county, Wisconsin,

With amendments, and with the recommendation that they be severally concurred in, when so amended.

No. 48, S.,

A bill to provide for a free public employment office in all cities containing more than fifteen thousand inhabitants,

With the recommendation that it be indefinitely postponed.

R. J. MACBRIDE,  
Chairman.

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The committee on Engrossed Bills have examined and find correctly engrossed:

No. 302, S.,

A bill to authorize Henry Collette, J. S. Chase, Levi Collette, their successors and assigns, to maintain a dam or dams and otherwise improve the north branch of the Pine river, in Forest county, Wisconsin, and collect tolls therefor.

ROBERT LEES,  
Acting Chairman.

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On motion of Senator Taylor,

The rules were suspended, and the amendments to

No. 313, A.,

A bill to incorporate the city of Chetek, Barron county, Wisconsin,

Were adopted and the bill concurred in as amended.

On motion of Senator Nash,

The rules were suspended, and

No. 442, A.,

A bill to amend the charter of the city of Manitowoc,  
Was concurred in.

The chief clerk was instructed to correct the title to

No. 302, S.,

To read as follows:

A bill to authorize Henry Collette, J. S. Chase and Levi Collette, their successors or assigns to maintain dams across and otherwise improve the north branch of Pine river in Forest county, Wisconsin, and to collect tolls therefor."

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#### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly returns as requested,

No. 804, A.,

A bill to create a municipal court for the county of Polk.



And has concurred in  
Jt. Res. No. 39, S.,  
Recalling No. 242, S., from the governor.

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On motion of Senator Bechtner,  
The vote by which  
No. 804, A.,  
A bill to create a municipal court for the county of Polk,  
Was concurred in, was reconsidered by unanimous consent and the bill was re committed to the committee on Judiciary.

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#### ADJOURNMENT.

On motion of Senator Conner,  
The senate adjourned.

WEDNESDAY, MARCH 18, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. J. E. Irish.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kidd, Kingston, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—31.

Absent with leave.—Senators Kennedy and Koenitzer—2.

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The Journal of Tuesday was approved.

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#### LETTERS, PETITIONS, ETC.

By Senator Pratt:

Pet. No. 111, S.,

Petition of Omro Farmers' institute against abolishing the boards of Farmers' institutes and the Dairy and Food commissioner.

To committee on Agriculture.

By Senator Bechtner:

Pet. No. 112, S.,

Petition of persons officially connected with public institutions, praying that bill No. 16, S., be not passed.

To committee on Charitable and Penal Institutions.

By Senator Bechtner:

Petition No. 113, S.,

Petition of Mrs. W. S. Candee, and other ladies officially

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connected with charitable institutions, praying that No. 16, S., do not pass.

To committee on Charitable and Penal Institutions.

By Senator Kidd:

Pet. No. 114, S.,

Petition of Hon. G. W. Ryland and others, against the passage of No. 16, S.

To committee on Charitable and Penal Institutions.

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### REPORTS OF COMMITTEES.

The committee on Assessment and Collection of Taxes, to whom was referred,

No. 320, S.,

A bill relating to the sale of lands for the non-payment of taxes and the expiration of the period of redemption therefrom,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 220, A.,

A bill to reduce the rate of interest on tax sale certificates and amendatory of section 1165, revised statutes,

With an amendment and recommends its concurrence when so amended.

No. 46, S.,

A bill to amend section 1165 of the annotated statutes, relating to land sold for taxes,

No. 72, S.,

A bill to provide for the assessment of mortgages and for the collection of taxes thereon,

No. 311, S.,

A bill to provide for a tax commission,

With the recommendation that they be indefinitely postponed.

No. 89, S.,

A bill to exempt property in possession of a devisee or legatee in certain cases from the claims of creditors,

With the recommendation that it be recommitted to the Milwaukee Delegation.

So ordered.

No. 109, S.,

A bill to amend chapter 13 of the revised statutes, entitled taxation,

With the recommendation that it be recommitted to the committee on Judiciary.

FRED. W. HORN,  
Chairman.

So ordered.

The committee on Education, to whom was referred,  
No. 8, S.,

A bill relating to the distribution of the state school tax, and amendatory of chapter 287, of the laws of 1885, being, "An act to provide for a more efficient common school fund,"

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 462, A.,

A bill to amend section 433 of the revised statutes relating to the filling of vacancies in the school district boards,

With the recommendation that it be concurred in,

R. C. FALCONER.

Chairman.

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The committee on Engrossed Bills have examined and find correctly engrossed:

No. 30, S.,

A bill to amend section 1222, A., of the annotated statutes, in relation to telephone licenses,

No. 83, S.,

A bill to appropriate a certain sum of money therein named to the Wisconsin School for the Deaf,

No. 103, S.,

A bill to authorize the State Board of Supervision to purchase a tract of land adjoining the Northern Hospital for the Insane, and to appropriate money therefor,

No. 171, S.,

A bill to regulate rendering and fertilizing in the county of Ozaukee,

No. 181, S.,

A bill to amend section 2507, chapter 115, of the revised statutes, relating to the municipal court of the county of Milwaukee,

No. 285, S.,

A bill relating to the removal of encroachments from highways,

No. 334, S.,

A bill to appropriate to the governor's contingent fund a sum of money therein named.

F. T. YAHR,

Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 159, S.,

A bill to amend chapter 99 of the laws of Wisconsin for the year 1885, entitled "An act to incorporate the city of West Bend,"

No. 62, S.,

A bill to amend chapter 99, of the laws of 1885, entitled  
"an act to incorporate the city of West Bend."

WM. F. VOSS,  
Chairman.

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On motion of Senator Nash,

No. 121, S.,

A bill to revise and amend an act, entitled an "act to incorporate the city of Two Rivers,"

Was recalled from the enrolling room and the clerk instructed to re-return the bill to the assembly for further consideration.

On motion of Senator Persons,

No. 249, S.,

A bill to amend the charter of the city of DePere,

Was recalled from the engrossing room, the vote by which it was ordered engrossed and read a third time, reconsidered, and the bill recommitted to the committee on Incorporations.

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## EXECUTIVE COMMUNICATION.

MARCH 18th, 1891.

*To the Honorable the Senate:*

The following entitled bills, originating in the senate, have been approved, signed and deposited in the office of the secretary of state:

No. 215, S.,

An act to constitute and organize the seventeenth judicial circuit, to fix the times for holding the terms of court for the several counties therein, to provide for the election of a judge therefor and to change the boundaries of the sixth and eighth judicial circuits,

No. 21, S.,

An act to amend section 1346 of the revised statutes relating to tunnels.

GEO. W. PECK.

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## MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 557, A.,

A bill to organize the town of Grover, in Marinette county.



## ASSEMBLY MESSAGE CONSIDERED.

No. 557, A.,

Was referred to the committee on Town and County Organizations.

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## RESOLUTIONS CONSIDERED.

Jt. Res. No. 12, A.,

Proposing an amendment to section 7, article VII of the constitution of the state of Wisconsin.

*Resolved by the assembly, the senate concurring,* That section 7 of article VII of the constitution of the state be amended by adding thereto the following:

Provided, that when any circuit shall consist of one county having a population of 100,000 or more, additional circuit judges therein may be provided for by law.

The ayes and noes being required, it was decided in the affirmative: ayes, 30; noes, none; not voting, 3.

The vote was as follows:

Ayes — Senators Apple, Avery, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kidd, Kingston, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—30.

Noes—None.

Absent or not voting — Senators Bechtner, Kennedy and Koenitzer—3.

The title was corrected to conform with the body of the bill.

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## BILLS READY FOR A THIRD READING.

No. 99, S.,

A bill to authorize George Clayton and Charles E. Parker to construct and maintain a dam across the Eau Claire river,

No. 104, S.,

A bill to establish a ferry across Lake St. Croix, at Hudson,

No. 120, S.,

A bill to authorize the removal of bodies buried in a certain cemetery in the town of Rochester and county of Racine,

No. 158, S.,

A bill to authorize Bertin Ramsey and Charles H. Jones, their successors and assigns, to improve the south branch of Pine River in Forest county, Wisconsin, and to collect tolls therefor,

No. 182, S.,

A bill to regulate the manufacture and sale of vinegar and to prevent the adulteration thereof,

No. 302, S.,

A bill to authorize Henry Collette, J. S. Chase, Levi Collette, their heirs and assigns, to maintain a dam and otherwise improve the north branch of the Pine river, in Forest county, Wisconsin, and collect tolls therefor,

Were severally read a third time and passed.

No. 200, A.,

A bill to incorporate the city of Phillips, Price county, Wis.

Was read a third time and concurred in.

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### BILLS ON THIER THIRD READING.

No. 92, A.,

A bill to amend section 1227, of the revised statutes of the state of Wisconsin for the year 1878, relating to guide boards,

No. 134, A.,

A bill for the appointment of a register of probate for the county of Kenosha,

No. 202, A.,

A bill to amend section 14, of chapter 239, of the laws of Wisconsin, for the year 1887, entitled, "An act to create a municipal court for the county of Lincoln,"

Were severally ordered to a third reading,

The amendments to

No. 615, A.,

A bill to amend chapter 167, laws of 1887, creating a second municipal court of Barron county, Wisconsin,

Were adopted, and the bill ordered to a third reading.

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### SPECIAL ORDER

Being the consideration of

No. 16, S.,

A bill to abolish the State Board of Supervision and the State Board of Charities and Reform, and to create the State Board of Control of Reformatory, Charitable and Penal Institutions, and making an appropriation therefor.

Senator Bechtner moved to indefinitely postpone the bill.

Senator Horn moved to recommit the bill to the committee on State Affairs.

The ayes and noes being demanded, it was decided in the negative: ayes, 13; noes, 16; absent or not voting — 4.

The vote was as follows:

Ayes — Senators Avery, Bechtner, Burdge, Clawson Horn, Joiner, Kidd, Miller, Phipps, Price, Reynolds, Stanchfield and Taylor — 13.

Noes—Senators Apple, Conner, Falconer, Fetzner, Greene, Kingston, Kroeger, Lees, MacBride, Mead, Nash, Persons, Pratt, Voss, Woodnorth and Yahr—16.

Not voting—Senators Kempf, Kennedy, Koenitzer and Main—4.

Senator Kempf was paired with Senator Koenitzer.

Senator Main was paired with Senator Kennedy.

Senator Clawson moved that the senate take a recess until 7:30 p. m.

The ayes and noes being demanded, it was decided in the negative: ayes, 2; noes, 28; not voting, 3.

The vote was as follows:

Ayes—Senators Clawson and Joiner—2.

Noes—Senators Apple, Avery, Bechtner, Burdge, Conner, Falconer, Fetzner, Greene, Horn, Kempf, Kidd, Kingston, Kroeger, Lees, MacBride, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—28.

Not voting—Senators Kennedy, Koenitzer and Main—3.

Senator Main was paired with Senator Koenitzer.

Senator Kempf was paired with Senator Kennedy.

Senator Horn offered the following amendment. Strike out all after the enacting clause and insert:

Section 1. The state board of supervision of Wisconsin charitable reformatory and penal institutions is hereby abolished, and said board shall go out of office and cease to discharge their duties on the 30th day of June, 1891.

Section 2. The governor by and with the consent of the senate, at any time after the passage and publication of this act, shall appoint three persons, citizens of Wisconsin to be a State Board of Control of the Wisconsin reformatory, charitable and penal institutions, who shall be a body corporate under and by said name and shall have and possess all the powers, and may exercise all the functions of the board abolished by section 1 of this act, said board shall devote its entire time and attention to its duties, and have all the powers conferred as provided in chapter 29, of the revised statutes, and acts amendatory thereof, and in chapter 298, of the laws of 1881, and the acts amendatory thereof, except as hereinafter provided.

Section 3. Said board shall meet and organize on or before the thirtieth day of June next, and shall enter upon the discharge of its duties upon the first day of July next. Each member of the said board, before entering upon the discharge of his duties, shall take and subscribe an oath to support the constitution of the United States, and the constitution of the state of Wisconsin, and honestly and faithfully to discharge his duties as a member of said board to the best of his ability; which oath shall be filed in the office of the secretary of state.

Section 4. The members of the said board shall hold

office for the term of three years, except that the members first appointed shall go out office, one in one, one in two and one in three years from the date of appointment, the member to go out to be determined by lot. Appointments to fill vacancies occasioned by death, resignation or removal shall be for the unexpired term. Upon the expiration of any regular term, or the accruing of any vacancy, the governor shall appoint as herein provided.

Section 5. Said board shall be provided with a room in the capitol building at Madison, as its office, and shall hold thereat regular meetings for the transaction of business at least once in each month, and shall be furnished with all necessary furniture and stationery by the superintendent of public property, and also all necessary blanks, blank books and printing; by the commissioners of public printing, or any officer or officers upon whom the duties of such commissioners may become devolved.

Section 6. Each member of said board shall receive a compensation of two thousand dollars per annum, and also all actual and necessary disbursements paid out in the discharge of the duties of his office. Said board shall also have power to expend a sum not exceeding two thousand dollars per annum, as salary for a secretary of said board and for clerk hire. All accounts for salary, clerk hire and disbursements provided for in this act shall be rendered under oath, and shall be audited and allowed by the board, and then drawn from the state treasury, upon the warrant of the secretary of state out of the funds appropriated to the several institutions in relative proportions, as near as may be, to the sums appropriated to each for current expenses, and the sums credited to each by the secretary of state as provided in said chapter 298 of the laws of 1881.

Section 7. all the powers now conferred or devolved by law upon the said Board of Supervision of Wisconsin charitable reformatory and penal institutions are hereby conferred, devolved and charged upon the state board of control of the Wisconsin reformatory, charitable and penal institutions hereby created. The said board shall make to the governor, on or before the first day in December in each year, the report required by subdivision 9 of section 565 of the revised statutes, and by section 20, of chapter 298, of the laws of [1881, being subdivision 20 of section 567, A, of the annotated statutes.]

Section 8. Sections 2, 3, 4, 5 and 6 of chapter 298, of the laws of 1881, and all parts of acts inconsistent with this act are hereby repealed.

Section 9. There is hereby appropriated out of any money in the general fund not otherwise appropriated, a sufficient sum of money to carry out the purposes specified in this act.

Section 10. This act shall take effect and be in force from and after its passage and publication.



Which was rejected.

The ayes and noes being demanded, it was decided in the negative: ayes, 13; noes, 16; not voting, 4.

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Clawson, Horn, Joiner, Kidd, Miller, Phipps, Price, Reynolds, Stanchfield and Taylor—13.

Noes—Senators Apple, Conner, Falconer, Fetzer, Greene, Kingston, Kroeger, Lees, MacBride, Mead, Nash, Persons, Pratt, Voss, Woodnorth and Yahr—16.

Not voting—Senators Kempf, Kennedy, Koenitzer and Main—4.

Senator Kempf was paired with Senator Koenitzer.

Senator Main was paired with Senator Kennedy.

Senator Kidd moved that the bill be recommitted to the committee on Charitable and Penal Institutions, with instructions to draft a bill which will so amend existing laws so as to provide that the State Board of Supervision and the State Board of Charities and Reform shall consist of three members each, and limiting the annual expense of the State Board of Charities and Reform.

Which motion was ruled out of order by the president.

The question recurring on the indefinite postponement of the bill.

The motion was lost.

The ayes and noes being demanded, it was decided in the negative: ayes, 13; noes, 16; not voting, 4.

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Clawson, Horn, Joiner, Kidd, Miller, Phipps, Price, Reynolds, Stanchfield and Taylor—13.

Noes—Senators Apple, Conner, Falconer, Fetzer, Greene, Kingston, Kroeger, Lees, MacBride, Mead, Nash, Persons, Pratt, Voss, Woodnorth and Yahr—16.

Not voting—Senators Kempf, Kennedy, Koenitzer and Main—4.

The bill was then ordered engrossed, and read a third time.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 16; noes, 13; not voting, 4.

The vote was as follows:

Ayes—Senators Apple, Conner, Falconer, Fetzer, Greene, Kingston, Kroeger, Lees, MacBride, Mead, Nash, Persons, Pratt, Voss, Woodnorth and Yahr—16.

Noes—Senators Avery, Bechtner, Burdge, Clawson, Horn, Joiner, Kidd, Miller, Phipps, Price, Reynolds, Stanchfield, and Taylor—13.

Not voting—Senators Kempf, Kennedy, Koenitzer and Main—4.



Senator Kempf was paired with Senator Koenitzer.  
Senator Main was paired with Senator Kennedy.

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ADJOURNMENT.

On motion of Senator Greene,  
The senate adjourned.

THURSDAY, MARCH 19, 1891.

Senate met.

The president in the chair.

Prayer by the Rev. J. E. Irish.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Horn, Joiner, Kempf, Kingston, Krceger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—29.

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The Journal of Wednesday was approved.

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#### LEAVE OF ABSENCE.

Leave of absent was granted Senator Kidd indefinitely.

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#### LETTERS, PETITIONS, ETC.

By Senator Yahr, by request:

Pet. No. 115, S.,

Petition of Joseph Oesterle, and other citizens of Portage county, asking for the continuance of the office of the dairy and food commissioner.

To committee on Agriculture.

By Senator Fetzer:

Pet. No. 116, S.,

Petition of John Payne, and others, for the passage of bill No. 557, A.

To committee on Town and County Organizations.

By Senator Fetzer:

Pet. No. 117, S.,

Petition of N. Olson, and others, against the passage of bill No. 557, A.

To committee on Town and County Organiz

By Senator Fetzer:

Pet. No. 118, S.,

Petition of F. Zimmerman, and others, against the passage of bill No. 557, A.

To committee on Town and County Organizations.

By Senator Fetzer:

Pet. No. 119, S.,

Petition of David Henry, and others, against passage of bill No. 557.,

To committee on Town and County Organizations.

By Senator Fetzer:

Pet. No. 120, S.,

Petition of H. Hiedemath, and others, against the passage of bill No. 557, A.

To committee on Town and County Organizations.

By Senator Fetzer:

Pet. No. 121, S.,

Petition of J. C. Bashford, and others, for the passage of bill No. 557, A.

To committee on Town and County Organizations.

By Senator Fetzer:

Pet. No. 122, S.,

Petition of August Bruse, and others, for the passage of bill No. 557, A.

To committee on Town and County Organizations.

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## REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,

No. 762, A.,

A bill to amend section 3065, of chapter 132, of the revised statutes, entitled, "Of writs of error and appeals to the supreme court,"

No. 152, A.,

A bill to amend section 2464, revised statutes, relating to county courts,

No. 368, A.,

A bill to provide for platting lands by executors, administrators and guardians before sale, pursuant to order of county court,

No. 758, A.,

A bill to amend section 2439 of chapter 113 of the revised statutes, entitled "of the circuit courts,"

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

No. 759, A.,

A bill to amend sub-division 20 of section 2982 of chapter 130 of the revised statutes as amended, entitled "of executions,"

With amendment, and recommend that it be concurred in when so amended,

M. C. MEAD,  
Acting Chairman.

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The committee on State Affairs, to whom was referred

No. 439, A.,

A bill to authorize the city of Mineral Point to borrow money,

Have had the same under consideration and have instructed me to report the same back with amendments and with the recommendation that it be concurred in when so amended.

No. 188, S.,

A bill granting to James Reynolds the right to complete the draining of certain swamp and other lands,

With the recommendation that it be amended by substitute and that when so amended it do pass and that the title be amended to correspond with substitute and ordered printed.

GEO. W. PRATT,  
Chairman.

So ordered.

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The Milwaukee Delegation, to whom was referred,

No. 81, A.,

A bill to authorize the city of Milwaukee to issue bonds for a public library and museum building,

No. 83, A.,

A bill to authorize the city of Milwaukee to issue bonds for reconstruction and repair of bridges and approaches thereto,

No. 84, A.,

A bill to authorize the city of Milwaukee to issue bonds for the purchase of school sites and erection of school houses,

No. 85, A.,

A bill to authorize the city of Milwaukee to issue bonds for the purchase and improvement of public parks,

No. 86, A.,

A bill to authorize the city of Milwaukee to issue bonds for the erection of a city hall,

No. 88, A.,

A bill authorize the city of Milwaukee to issue bonds for extension of its system of water works,

No. 275, A.,

A bill providing for issuing bonds and for constructing a viaduct across Menomonee valley in the city of Milwaukee,

No. 289, A.,

A bill to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river at a point in the 13th and 18th wards of said city,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be severally concurred in.

No. 285, S.,

A bill to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river,

With the recommendation that it do pass.

HERMAN KROEGER,  
Chairman.

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The committee on Agriculture, to whom was referred,

No. 79, A.,

A bill to repeal chapter 347 of the laws of 1887, entitled, "An act to regulate the practice of veterinary medicine and surgery."

Have had the same under consideration, and have instructed me to report the same back with the recommendation that the same be concurred in.

No. 134, S.,

A bill to amend section 1 of chapter 234 of the laws of 1889, entitled "an act to appropriate to the various agricultural, mechanical and industrial fairs or expositions held within the state of Wisconsin certain sums of money as hereinafter specified."

With recommendation that the same be indefinitely postponed.

ADAM APPLE,  
Chairman.

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The committee on Roads and Bridges, to whom was referred,

No. 441, A.,

A bill to authorize the city of Manitowoc to borrow thirty thousand dollars (\$30,000) to build a bridge across the Manitowoc river in said city of Manitowoc,



No. 221, A.,

A bill to authorize the construction of a bridge across Rock river, in the town of Watertown, Jefferson county,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

JOHN FETZER,  
Chairman

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The committee on Incorporations, to whom was referred,  
No. 32, S.,

A bill to authorize P. Hynes, his associates and assigns to improve Iron River for log driving purposes and to charge tolls and boomage thereon,

Has had the same under consideration, and has instructed me to report the same back with amendments, and recommend its passage when so amended.

R. J. MACBRIDE,  
Chairman.

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The committee on Finance, Banks and Insurance, to whom was referred

No. 128, S.,

A bill to amend chapter 414 of the laws of 1887, entitled, "An act in relation to the insuring of school property by district boards,"

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 188, A.,

A bill to amend section 2, chapter 167, laws of 1881, as amended by chapter 279, laws of 1889, and fixing the minimum rate of interest on loans of trust funds,

With recommendation that it be concurred in.

E. W. PERSONS,  
Chairman.

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The committee on Claims, to whom was referred,

No. 84, S.,

A bill relating to the swamp lands in the county of Jackson, and to make an appropriation therefor.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 129, S.,

A bill to amend chapter 373 of the laws of 1889, entitled "An act to amend chapter 22, of the laws of 1887, entitled, 'An act to amend chapter 258, of the laws of 1883.

‘An act to provide for the annual publication of a railroad map and to appropriate money therefor,’”

With amendments by the committee on Printing, and with an amendment, and recommend its passage when so amended,

No. 20, A.,

A bill to exempt the town of Caledonia, Columbia county, from the operations of chapter 90, laws of 1885, and chapter 340, laws of 1889,

With the recommendation that it be concurred in.

WM. F. NASH,

Chairman.

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The committee on Engrossed Bills have examined and find correctly engrossed:

No. 55, S.,

A bill to appropriate to the Wisconsin Dairymen's association a sum of money therein named,

No. 77, S.,

A bill to authorize the location and construction of railroads in tunnels or underways, and to authorize condemnation of right-of-way therefor,

No. 169, S.,

A bill to authorize the city of Milwaukee to change the grade of streets,

No. 299, S.,

A bill to amend chapter 184, laws of 1874, entitled, “an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852,” and the several acts amendatory thereof,

No. 326, S.,

A bill to amend sections 1332, 1333, 1334 and 1335 of the revised statutes relating “to encroachments,”

No. 16, S.,

A bill to abolish the State Board of Supervision and the State Board of Charities and Reform, and to create the State Board of Control of Reformatory, Charitable and Penal Institutions, and making an appropriation therefor.

F. T. YAHR,

Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled

No. 22, S.,

A bill appropriating money to Wisconsin Veteran's Home at Waupaca,

W. F. VOSS,

Chairman.

## EXECUTIVE COMMUNICATION.

MARCH 19th, 1891.

*To the Honorable, the Senate:*

The following entitled bills originating in the senate have been approved, signed and deposited in the office of the Secretary of State:

No. 62, S.,

An act to amend chapter 99, of the laws of 1885, entitled, "an act to incorporate the city of West Bend,"

No. 159, S.,

An act to amend chapter 99 of the laws of Wisconsin for the year 1885, entitled, "An act to incorporate the city of West Bend."

GEO. W. PECK.

## MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof.

Mr. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 371, A.,

A bill to amend chapter 332, of the laws of 1889, entitled, "an act to incorporate the city of New Lisbon."

And returns for further consideration,

No. 242, S.,

A bill to revise, consolidate and amend the charter of the city of Oshkosh.

And has amended, and concurred in as amended,

No. 78, S.,

A bill to amend chapter 21, of the laws of 1882, entitled "an act to incorporate the city of Baraboo," and the acts amendatory thereof.

And has adopted and asks the concurrence of the senate in,

Jt. Res. No. 34, A.,

Granting Mr. Knapstein leave to introduce a bill,

Jt. Res. No. 35, A.,

Authorizing Mr. Brown to introduce a bill to provide for the expense of firing one hundred guns on February 23, 1891,

Jt. Res. No. 33, A.,

In relation to license fees of railway and sleeping car companies,

And requests the return of

No. 121, S.,

A bill to revise and amend an act, entitled, "An act to incorporate the city of Two Rivers, Wisconsin."

And has concurred in the senate amendments to

No. 73, A.,

A bill to amend section 965, revised statutes of 1878, relating to appointments to fill vacancies in state offices,

No. 174, A.,

A bill for an act legalizing the acts and proceedings of the electors and board of supervisors of the town of Stockbridge, in Calumet county, and to authorize the board of supervisors of said town to maintain a poor farm in said town of Stockbridge,

No. 203, A.,

A bill to amend the charter of the city of Seymour,

No. 281, A.,

A bill legalizing the acts of the county board of Barron county, and an ordinance passed by them relating to the division of the town of Chetek, and creating the town of Dovre,

No. 313, A.,

A bill to incorporate the city of Chetek, Barron county, Wisconsin.

Jt. Res. No. 12, A.,

Amending section 7, article 7, of the constitution providing for additional circuit judges in counties having one hundred thousand or more inhabitants.

And has passed and asks the concurrence of the senate in

No. 559, A.,

A bill to amend chapter 384, laws of 1889, amendatory of the city charter of Marinette.

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#### ASSEMBLY MESSAGE CONSIDERED.

On motion of Senator Avery,

The rules were suspended, and

No. 371, A.,

Was read a third time and concurred in.

The assembly amendments to

No. 262, S.,

Were concurred in.

On motion of Senator Pratt,

The vote by which

No. 242, S.,

Was passed, was reconsidered by unanimous consent.

Senator Pratt, by unanimous consent, offered the following amendment:

Amend section 13 of chapter 4, by adding at the end thereof the words:

The common council at their first regular meeting, or as soon thereafter as may be shall fix the amount of salary which shall be received by every city officer entitled to a salary who is or may be elected or appointed in the city during the year, which salary shall not be increased or diminished during the term of office for which such officer may be elected or appointed; the salary shall be paid out of the city treasury monthly, at the end of each month. All salaries, the amount whereof have heretofore been fixed by the common council, shall be and remain the salaries of such officers, until the common council shall fix the amounts thereof in accordance with the provisions of this section, and when so fixed they shall so remain, until changed as herein provided.

Amend sub-division fifty-first of chapter 4, after the word "regulate" in first line of printed bill, strike out the words "and prohibit."

Also, in same line after the word "of" insert the word "railway."

Also, in the same line after the word "engines" insert the words "and to regulate and prohibit the use of locomotive or traction engines other than railway locomotive engines."

Which was adopted and the bill read a third time and passed.

The assembly amendments to

No. 78, S.,

Were concurred in.

Jt. Res. No. 34 and 35, A.,

Were concurred in.

Jt. Res. No. 33, A.,

Was referred to the committee on Railroads.

No. 121, S.,

Was returned to the assembly for further consideration.

No. 559, A.,

Was referred to the committee on Incorporations.

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### BILLS READY FOR A THIRD READING.

No. 30, S.,

A bill to amend section 1222a, of the annotated statutes, in relation to telephone licenses,

No. 171, S.,

A bill to regulate rendering and fertilizing in the county of Ozaukee,

No. 181, S.,

A bill to amend section 2507, chapter 115, of the revised statutes, relating to the municipal courts of the county of Milwaukee,

No. 285, S.,

A bill for an act relating to the removal of encroachments from highways,



Were severally read a third time and passed.

On motion of Senator Kroeger,

The title of

No. 171, S.,

Was amended to correspond with the body of the bill.

On motion of Senator Bechtner,

The title of

No. 181, S.,

Was corrected to correspond with the body of the bill.

No. 83, S.,

A bill to appropriate a certain sum of money therein named to the Wisconsin School for the Deaf,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: Ayes, 26; noes, 2; absent or not voting, 5.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Burdge, Clawson, Falconer, Fetzer, Horn, Joiner, Kempf, Kingston, Kroeger, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 26.

Noes — Senators Conner and Lees — 2.

Absent or not voting — Senators Greene, Kennedy, Kidd, Koenitzer and MacBride — 5.

No. 103, S.,

A bill to authorize the State Board of Supervision to purchase a tract of land adjoining the Northern Hospital for the Insane, and to appropriate money therefor,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 20; noes, 9; not voting 4.

The vote was as follows:

Ayes — Senators Avery, Bechtner, Burdge, Clawson, Fetzer, Joiner, Kempf, MacBride, Main, Mead, Miller, Nash, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss and Woodnorth — 20.

Noes — Senators Apple, Conner, Falconer, Horn, Kingston, Kroeger, Lees, Persons and Yahr — 9.

Absent or not voting — Senators Greene, Kennedy, Kidd and Koenitzer — 4.

No. 334, S.,

A bill to appropriate to the governor's contingent fund a sum of money therein named,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative; ayes, 27; noes, 2; not voting, 4.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Burdge, Clawson, Falconer, Fetzer, Horn, Joiner, Kempf, Kingston, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 27.

Noes — Senators Conner and Persons — 2.

Absent or not voting — Greene, Kennedy, Kidd and Koenitzer — 4.

No. 615, A.,

A bill to amend chapter 167, laws of 1887, creating a second municipal court of Barron county, Wisconsin,

Was read a third time and concurred in.

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### BILLS ON THEIR THIRD READING.

No. 220, A.,

A bill to reduce the rate of interest on tax sale certificates and amendatory of sec. 1165, revised statutes,

Was recommitted to the committee on Judiciary.

No. 462, A.,

A bill to amend section 433 of the revised statutes relating to the filling of vacancies in the school district boards,

Was ordered to a third reading.

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### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

On motion of Senator Fetzner,

No. 168, S.,

A bill to repeal chapter 201, of the laws of 1889, and restore chapter 291, of the laws of 1880,

Was re-committed to the committee on Assessment and Collection of Taxes.

On motion of Senator Pratt,

The rules were suspended, and

No. 244, S.,

A bill to revise, consolidate and amend the charter of the city of Menasha,

Was read a third time and passed.

Senator Main offered the following amendments to

No. 8, S.,

A bill relating to the distribution of the state school tax, and amendatory of chapter 287, of the laws of 1885, being, "an act to provide for a more efficient common school fund."

Insert after the word "treasurer" in fifth line of section 1 the following:

"And shall at the same time certify to each county clerk and county treasurer the amount of said tax to which each town, city and village in their respective counties is entitled."

Add the following to section 3, line six:

"And within ten days from the settlement herein specified the several county treasurers shall pay over to the several

town, city and village treasurers the amount to which they are respectively entitled by the apportionment made by the state superintendent."

Which were adopted and the bill ordered engrossed and read a third time.

The amendments to

No. 37, S.,

A bill to prevent accidents to operators in manufacturing establishments,

No. 38, S.,

A bill to prohibit the locking of doors in factories during working hours,

No. 220, S.,

A bill to amend section 1775, chapter 86, revised statutes, as amended by chapter 133, laws of 1881, and chapter 70, laws of 1883, relating to corporations,

Were severally adopted and the bills ordered engrossed and read a third time.

No. 119, S.,

A bill to authorize James Lindeman, his associates, heirs and assigns, to construct and maintain a dam across "Oak Creek," in the county of Milwaukee,

No. 320, S.,

A bill relating to the sale of lands for the non-payment of taxes and the expiration of the period of redemption therefrom,

Were severally ordered engrossed and read a third time.

No. 46, S.,

A bill to amend section 1165 of the annotated statutes, relating to land sold for taxes,

No. 132, S.,

A bill to amend section 1751, revised statutes of 1878, relating to corporations,

No. 218, S.,

A bill to amend subdivision 8, of section 2969, of the annotated statutes, relating to the rate of interest on judgments,

Were severally re-committed to the committee on Judiciary.

No. 309, S.,

A bill to amend chapter 289 of session laws of 1885, entitled, "of highways and bridges,"

No. 157, S.,

A bill relating to the commitment of dependent children

No. 293, S.,

A bill to submit to the people an amendment to subdivision 9 of section 31 of article IV of the constitution of the state of Wisconsin,

Were severally laid over.

No. 48, S.,

A bill to provide for a free public employment office in all cities containing more than fifteen thousand inhabitants,

No. 72, S.,

A bill to provide for the assessment of mortgages and for the collection of taxes thereon,

No. 149, S.,

A bill to amend chapter 91, revised statutes, entitled "of religious societies,"

No. 211, S.,

A bill to amend the charter of the city of Neillsville, and to authorize the common council to expend money on highways leading to said city, and in relation to other matters pertaining to said city,

No 212, S.,

A bill for an act to amend chapter 271, of the laws of Wisconsin for the year 1882, and the acts amendatory thereof, entitled an "act to incorporate the city of Neillsville,"

No. 240, S.,

A bill to punish drunkenness,

No. 311, S.,

A bill to provide for tax commission,

Were severally indefinitely postponed.

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#### ADJOURNMENT.

On motion of Senator MacBride,  
The senate adjourned.

FRIDAY, MARCH 20th, 1891.

Senate met.

The president in the chair.

Prayer by the Rev. J. E. Irish.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Joiner, Kempf, Kennedy, Kingston, Koenitzer, Kroeger, Lees, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 29.

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The Journal of Thursday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senator Horn until Monday evening.

To Senators Conner, Greene, MacBride, Phipps and Pratt, until Tuesday morning.

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#### RESOLUTIONS INTRODUCED.

By Senator Clawson:

Res. No. 19, S.,

WHEREAS, An attempt has been made by a certain newspaper in this state to cast reflections upon the reputation and character of an esteemed colleague, Hon. Joseph H. Woodnorth, on account of his official relations with the management of the Waupaca Veterans' home; and



WHEREAS, In our intercourse with him we have abundant opportunity to form a correct estimate of his moral worth, his business abilities and social standing at home and abroad, now therefore, be it

*Resolved*, That we bear cheerful testimony to the fidelity, energy and zeal our respected compeer yields to every duty, to his manly, courageous and upright defense of every measure calculated to ameliorate the condition of surviving veterans suffering from disease, misfortune or destitution and we brand as unjustified and malicious the unwarranted assault upon his personal and official character.

Was referred to committee on State Affairs.

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### REPORTS OF COMMITTEES.

The committee on Incorporations, to whom was referred, No. 305, A.,

A bill to authorize Wm. Sauntry, his heirs and assigns, to build or acquire and maintain certain dams across Spruce river, in the county of Douglas, Wisconsin,

No. 306, A.,

A bill to authorize Wm. Sauntry, his heirs and assigns, to build or acquire and maintain certain dams across the Moose river, below where said river crosses the east line of township 45 north, of range 13 west, and across the St. Croix river between where it crosses the west line of section 6, in township 44 north, of range 11 west, and the west line of township 43 north, of range 13 west,

No. 307, A.,

A bill to authorize Wm. Sauntry, his heirs or assigns, to build or acquire and maintain a dam across Tamarack river in the county of Burnett, and state of Wisconsin,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be severally concurred in.

E. W. PERSONS,  
Acting Chairman.

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The committee on Agriculture, to whom was referred, No. 69, A.,

A bill to repeal chapter 467, of the laws of 1885, entitled "An act to suppress and prevent the spread of infectious and contagious diseases among domestic animals, and to provide for the appointment of a state veterinarian,

Have had the same under consideration, and have instructed me to report the same back with amendments and

with the recommendation that it be concurred in when so amended, and that the amendment be printed.

ADAM APPLE,  
Chairman.

So ordered.

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The committee on Judiciary, to whom was referred,  
No. 132, S.,

A bill to amend section 1751, revised statutes of 1878, relating to corporations,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 230, S.,

A bill to amend section 2515, of chapter 115 of the revised statutes of 1878, entitled, "of other courts of record,"

No. 247, S.,

A bill to repeal that part of section 478, laws of 1864, relating to state county roads,

With amendments, and recommend their passage when so amended.

No. 336, A.

A bill to amend section 2, chapter 114, of private and local laws of 1887, entitled, "An act to revise, consolidate and amend the act to incorporate the village of Waterloo and the several acts amendatory thereof, published April 29, 1861,"

With the recommendation that it be non-concurred in, as its passage would be unconstitutional.

M. C. MEAD,  
Acting Chairman.

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The committee on Military Affairs, to whom was referred  
No. 327, A.,

A bill to provide for the Wisconsin National Guard retired list,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

J. H. WOODNORTH,  
Chairman.

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The committee on Manufactures and Commerce, to whom was referred,

No. 250, S.,

A bill to amend chapter 455 of the laws of 1889, entitled "An act to prevent deception in the sale of cheese,"

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be referred to Judiciary committee.

HERMAN KROEGER,  
Chairman.

So ordered.

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The committee on Education, to whom was referred,  
No. 120, A.,

A bill for the prevention of child labor,

Have had the same under consideration, and have instructed me to report the same back with amendment and recommend the concurrence of the same when so amended.

R. C. FALCONER,  
Chairman.

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The committee on Town and County Organizations, to whom was referred,

No. 557, A.,

A bill to organize the town of Grover in Marinette county,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

J. T. KINGSTON,  
Chairman.

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The joint committee on Charitable and Penal Institutions to whom was referred,

No. 4, S.,

A bill making members of the county board ineligible to serve as trustees of county asylums for the chronic insane,

Have had the same under consideration, and have instructed me to report the same back without recommendation.

M. C. MEAD,  
Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 78, S.,

A bill to amend chapter 21, of the laws of 1882, entitled, "an act to incorporate the city of Baraboo," and the acts amendatory thereof.

WM. F. VOSS,  
Chairman.

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The committee on Engrossed Bills have examined and find correctly engrossed:

No. 8, S.,

A bill relating to the distribution of the state school tax,

and amendatory of chapter 287, of the laws of 1885, being "An act to provide for a more efficient common school fund,"

No. 37, S.,

A bill to prevent accidents to operatives in manufacturing establishments,

No. 38, S.,

A bill to prohibit the locking of doors in factories during working hours,

No. 119, S.,

A bill to authorize Joseph Lindenmann, his associates, heirs and assigns, to construct and maintain a dam across "Oak creek," in the county of Milwaukee.

No. 320, S.,

A bill relating to the sale of lands for the non-payment of taxes, and the expiration of the period of redemption therefrom.

F. T. YAHR,  
Chairman.

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On motion of Senator Kingston,

The rules were suspended, and

No. 557, A.,

A bill to organize the town of Grover, in Marinette county.

Was read a third time and concurred in.

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#### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in,

No. 28, A.,

A bill to amend section 3775 of the revised statutes of 1878, relative to the fees of jurors in justice court,

No. 177, A.,

A bill to amend section 2 of chapter 439, of the laws of 1885, relating to the Wisconsin National Guard,

No. 212, A.,

A bill relating to the education of deaf mutes and blind,

No. 223, A.,

A bill to protect the fish in Sturgeon Bay,

No. 226, A.,

A bill to authorize William Chalmers, his associates or assigns, to build and maintain a dam and other improvements on Spring Brook, in Washburn county, Wisconsin,

No. 228, A.,

A bill fixing the time of spawning or closed season for Brule river, in Douglas county,

No. 468, A.,

A bill to repeal chapter 51, of laws of 1883, relating to the preparation of an index to the session laws of the year 1883, and to the laws thereafter enacted and published,

No. 712, A.,

A bill to amend section 1, of chapter 466, of the laws of 1889, relating to free high schools,

No. 710, A.,

A bill to amend section 491, of the revised statutes, relating to the establishment of free high schools in adjoining towns,

No. 818, A.,

A bill to prohibit discrimination in insurance contracts,

No. 648, A.,

A bill to establish a municipal court at Oconomowoc,

No. 142, A.,

A bill to amend section 3, of chapter 12, of chapter 184, laws of 1874, entitled, "an act to revise and consolidate the charter of the city of Milwaukee and the several acts amendatory thereof."

And has concurred in

No. 242, S.,

A bill to revise, consolidate and amend the charter of the city of Oshkosh,

No. 244, S.,

A bill to revise, consolidate and amend the charter of the city of Menasha.

And has amended, and concurred in as amended,

No. 121, S.,

A bill to revise and amend an act, entitled, "An act to incorporate the city of Two Rivers."

And has adopted and asks the concurrence of the senate in

Jt. Res. No. 36, A.,

Allowing Mr. McMullen to introduce a bill.

And has passed, and asks the concurrence of the senate in

No. 840, A.,

A bill to amend chapter 181, of the laws of 1889, entitled, "An act to create a municipal court for Douglas county."

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#### ASSEMBLY MESSAGE CONSIDERED.

Nos. 28 and 818, A.,

Were referred to the committee on Judiciary.

Nos. 142, 226 and 228, A.,

Were referred to the committee on Incorporations.

Nos. 212, 710 and 712, A.,

Were referred to the committee on Education.



No. 177, A.,

Was referred to the committee on Military Affairs.

No. 223, A.,

Was referred to the committee on State Affairs.

No. 468, A.,

Was referred to the committee on Printing.

Jt. Res. No. 36, A.,

Was concurred in.

On motion of Senator Kennedy,

The rules were suspended, and

No. 648, A.,

Was read a third time and concurred in.

On motion of Senator Taylor,

The rules were suspended, and

No. 840, A.,

Was read a third time and concurred in.

The assembly amendments to

No. 121, S.,

Were concurred in.

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#### BILLS READY FOR A THIRD READING.

No. 77, S.,

A bill to authorize the location and construction of rail roads in tunnels or underways, and to authorize condemnation of right-of-way therefor,

No. 326, S.,

A bill to amend sections 1332, 1333, 1334 and 1335 of the revised statutes relating "to encroachments,"

Were read a third time and passed.

No. 169, S.,

A bill to authorize the city of Milwaukee to change the grade of streets,

No. 299, S.,

A bill to amend chapter 184, laws of 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852," and the several acts amendatory thereof,

Were read a third time and passed, and the titles corrected to conform with the body of the bill.

No. 16, S.,

A bill to abolish the State Board of Supervision and the State Board of Charities and Reform, and to create the State Board of Control of Reformatory, Charitable and Penal Institutions, and making an appropriation therefor.

Was read a third time and passed.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 16; noes, 12; not voting, 5.]

The vote was as follows:

Ayes—Senators Apple, Conner, Falconer, Fetzer, Ken-

nedy, Kingston, Koenitzer, Kroeger, Lees, Mead, Nash, Persons, Pratt, Voss, Woodnorth and Yahr—16.

Noes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Main, Miller, Phipps, Reynolds, Stanchfield and Taylor—12.

Absent or not voting—Senators Greene, Horn, Kidd, MacBride and Price—4.

Senator Kidd was paired with Senator Greene, the former would have voted no, and the latter would have voted aye.

Senator Price was paired with Senator MacBride; the former would have voted no, and the latter would have voted aye.

No. 55, S.,

A bill to appropriate to the Wisconsin Dairymen's association a sum of money therein named,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 28; noes, 1; not voting, 4.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Joiner, Kempf, Kennedy, Kingston, Koenitzer, Kroeger, Main, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—28.

Noes—Senator Lees.

Absent or not voting—Senators Greene, Horn, Kidd and MacBride—4.

No. 462, A.,

A bill to amend section 433 of the revised statutes, relating to the filling of vacancies in the school district board,

Was read a third time and concurred in.

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## BILLS ON THEIR THIRD READING.

No. 20, A.,

A bill to exempt the town of Caledonia, Columbia county, from the operations of chapter 90, laws of 1885, and chapter 340, laws of 1889,

No. 152, A.,

A bill to amend section 2464, revised statutes, relating to county court,

No. 183, A.,

A bill to amend section 2, chapter 167, laws of 1881, as amended by chapter 279, laws of 1889, and fixing the minimum rate of interest on loans of trust funds,

No. 221, A.,

A bill to authorize the construction of a bridge across Rock river, in the town of Watertown, Jefferson county,

No. 368, A.,

A bill to provide for platting lands by executors, administrators and guardians before sale, pursuant to order of county court,

No. 441, A.,

A bill to authorize the city of Manitowoc to borrow thirty thousand dollars (\$30,000) to build a bridge across the Manitowoc river, in said city of Manitowoc,

No. 758, A.,

A bill to amend section 2439 of chapter 113 of the revised statutes, entitled "of the circuit courts,"

No. 762, A.,

A bill to amend section 3065, of chapter 132, of the revised statutes, entitled, "Of writs of error and appeals to the supreme court,"

Were severally ordered to a third reading.

The amendments to

No. 81, A.,

A bill to authorize the city of Milwaukee to issue bonds for the erection of a public library and museum building,

No. 83, A.,

A bill to authorize the city of Milwaukee to issue bonds for reconstruction and repair of bridges and approaches thereto,

No. 84, A.,

A bill to authorize the city of Milwaukee to issue bonds for purchase of school sites and erection of school houses,

No. 85, A.,

A bill to authorize the city of Milwaukee to issue bonds for the purchase and improvement of public parks,

No. 86, A.,

A bill to authorize the city of Milwaukee to issue bonds for erection of a city hall,

No. 88, A.,

A bill to authorize the city of Milwaukee to issue bonds for extension of its system of waterworks,

No. 289, A.,

A bill to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river at points in the 13th and 18th wards of said city,

No. 439, A.,

A bill to authorize the city of Mineral Point to borrow money,

No. 759, A.,

A bill to amend sub-division 20 of section 2982 of chapter 130 of the revised statutes as amended, entitled "of executions,"

Were severally adopted, and the several bills ordered to a third reading.

On motion of Senator Kennedy,

No. 79, A.,

A bill to repeal chapter 347 of the laws of 1887, entitled,

"An act to regulate the practice of veterinary medicine and surgery,"

Was made a special order for 10:30 Tuesday morning, March 24.

No. 275, A.,

A bill to provide for issuing bonds and for constructing a viaduct across Menomonee valley in the city of Milwaukee,

Was recommitted to the Milwaukee Delegation.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

The amendments to

No. 32, S.,

A bill to authorize P. Hynes, his associates and assigns to improve Iron River for log driving purposes and to charge tolls and boomage thereon,

No. 129, S.,

A bill to amend chapter 373 of the laws of 1889, entitled, "An act to amend chapter 22, of the laws of 1887, entitled, 'An act to amend chapter 258, of the laws of 1883, entitled, 'An act to provide for the annual publication of railroad map and appropriating money therefor,'"

Were severally adopted and the bills ordered engrossed and read a third time.

No. 84, S.,

A bill relating to the swamp lands in the county of Jackson, and to make an appropriation therefor,

No. 128, S.,

A bill to amend chapter 414 of the laws of 1887, entitled, "An act in relation to the insuring of school property by district boards,"

No. 235, S.,

A bill to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river,

Were severally ordered engrossed and read a third time.

On motion of Senator Koenitzer,

No. 188, S.,

A bill granting to James Reynolds the right to complete the draining of certain swamp and other lands,

Was made a special order for 11:30 o'clock Tuesday morning, March 24.

No. 134, S.,

A bill to amend section 1 of chapter 234 of the laws of 1889, entitled "an act to appropriate to the various agricultural, mechanical and industrial fairs or expositions held within the state of Wisconsin certain sums of money as hereinafter specified,"

Was re-committed to the committee on State Affairs.

Fo. 293, S.,

A bill to submit to the people an amendment to subdivision 9 of section 31 of article IV of the constitution of the state of Wisconsin.

Was recommitted to the committee on Judiciary.

No. 309, S.,

A bill to amend chapter 289 of session laws of 1885, entitled, "of highways and bridges,"

Was indefinitely postponed.

The amendments to

No. 157, S.,

A bill relating to the commitment of dependent children,

Were adopted,

Senator Bechtner offered the following amendment:

Amend by adding at the end of section 2, as amended, the following: "or the board of charities and reform," and by striking out section 3 and inserting in lieu thereof the following:

Section 3. Any child admitted into the state public school shall be maintained therein at the expense of the state, but the county from which such child has been committed shall pay two dollars per week for the support of such child.

Section 3. All acts and parts of acts contravening the provisions of this act are hereby repealed.

Section 4. This act shall take effect and be in force from and after its passage and publication.

Which was ordered printed, and the bill laid over until Tuesday, March 24.

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On motion of Senator Kennedy,

The senate took a recess until 7:30 this evening.



7:30 P. M.

The senate was called to order by the president.  
The call of the roll was dispensed with.

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### LEAVE OF ABSENCE.

Leave of absent was granted to Senator Persons until Tuesday morning.  
To Senator Nash until Wednesday morning.

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### REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,  
No. 28, A.,

A bill to amend section 3775, of the revised statutes of 1878, relative to the fees of jurors in justice court,

No. 766, A.,

A bill relating to the duties of sheriffs, and to amend subdivision 4 of section 725, of chapter 37, of the revised statutes, entitled "Of county officers,"

No. 355, A.,

A bill to confirm and legalize the action of the board of supervisors and common council of the county and city of Milwaukee, vacating a certain alley in block 228 in A. L. Kane's subdivision of the First, now the Eighteenth ward, of the city of Milwaukee,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

M. C. MEAD,  
Acting Chairman.

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The committee on Judiciary, to whom was referred,  
No. 765, A.,

A bill to amend section 2433 of chapter 113 of the revised statutes as amended, entitled "of circuit courts,"

Have had the same under consideration, and have in-

structed me to report the same back with amendment and recommended that it be concurred in when so amended

WM. KENNEDY,  
Chairman.

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The Milwaukee Delegation, to whom was referred,  
No. 275, A.,

A bill providing for issuing bonds and for constructing a viaduct across Menomonee valley in the city of Milwaukee,

Have had the same under consideration, and have instructed me to report the same back with amendments and the recommendation that it be concurred in when so amended.

HERMAN KROEGER,  
Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 262, S.,

A bill relating to and amendatory of chapter 247 of the laws of Wisconsin, for the year of 1878, and acts amendatory thereof, relating to the charter of the city of Fort Atkinson,

No. 121, S.,

A bill to revise and amend an act, entitled, "An act to incorporate the city of Two Rivers."

R. J. BURDGE,  
For committee.

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## EXECUTIVE COMMUNICATIONS.

EXECUTIVE CHAMBER,  
Madison, Wisconsin,  
MARCH 20th, 1891.

*To the Honorable, the Senate:*

The following entitled bills originating in the senate, have been approved, signed and deposited in the office of the secretary of state:

No. 78, S.,

An act to amend chapter 21 of the laws of 1882, entitled, "An act to incorporate the city of Baraboo," and the acts amendatory thereof.

No. 242, S.,

An act to revise, consolidate and amend the charter of the city of Oshkosh.

GEO. W. PECK.

## MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed, notwithstanding the objections of the governor,

No. 7, A.,

A bill granting to the United States the jurisdiction over certain lands in Sheboygan county.

And asks the concurrence of the senate therein.

And has concurred in the senate amendments to

No. 615, A.,

A bill to amend chapter 167, laws of 1887, creating a second municipal court of Barron county, Wis.

And has passed, and asks the concurrence of the senate in

No. 4, A.,

A bill to repeal chapter 462 of the laws of 1889, entitled, "An act to authorize the building and maintenance of a toll bridge across the Wisconsin river in Wood county, between the cities of Grand Rapids and Centralia,"

No. 27, A.,

A bill to protect all citizens in their civil and legal rights

No. 208, A.,

A bill to provide fishways in dams and other obstructions on the Brule river, in Douglas county,

No. 332, A.,

A bill to amend section 289, of the revised statutes, as amended by chapter 30, of the laws of 1883, relating to gifts to the university,

No. 402, A.,

A bill to authorize the cities of Grand Rapids and Centralia to build and maintain a toll bridge across the Wisconsin river in Wood county between said cities,

No. 585, A.,

A bill to amend chapter 525 of the laws of 1889, entitled, an act regulating building and loan associations,"

No. 140, A.,

A bill to amend subsection 63, of section 3, of chapter 4, of chapter 184, laws of 1874, being "an act to revise, consolidate and amend the charter of the city of Milwaukee," approved February 20, 1852, and the several acts amendatory thereof,

No. 288, A.,

A bill to amend section 4 of chapter 13 of chapter 184 of laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved Feb. 20, 1852, and the revised acts amendatory thereof,"

No. 482, A.,

A bill to amend section 2501, revised statutes of 1878, as amended by section 3, chapter 256 of laws of 1879, appertaining to the municipal court for Milwaukee county,

No. 483, A.,

A bill to amend section 2573, of the revised statutes, as amended by chapter 200, laws of 1870, as amended by chapter 378, laws of 1887, relating to municipal court for Milwaukee county,

No. 501, A.,

A bill fixing the salary of the deputy city clerk of the city of Milwaukee, and amendatory of the charter of said city,

No. 502, A.,

A bill to amend section 8, of chapter 8, of chapter 184, of the laws of 1874, entitled "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof," and the several acts amendatory thereof,

No. 513, A.,

A bill to amend section 17, of chapter 18, of chapter 184, of the laws of 1874, being the charter of the city of Milwaukee, and all acts amendatory thereof,

No. 290, A.,

A bill for an act to authorize the appointment of a phonographic reporter in the county court of Milwaukee county,

No. 135, A.,

A bill to prevent the peddling of election tickets upon election day, in cities having a population of 150,000 inhabitants or over.

And has concurred in

No. 50, S.,

A bill relating to the disposition of homesteads by will, and amendatory of section 2280, chapter 103, revised statutes,

No. 310, S.,

A bill to amend chapter 113 of the revised statutes, relating to circuit courts.

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### ASSEMBLY MESSAGE CONSIDERED.

No. 7, A.,

Was laid over until March 21th.

Nos. 4 and 402, A.,

Were referred to the committee on Incorporations.

Nos. 27, 482 and 483, A.,

Were referred to the committee on Judiciary.

No. 208, A.,

Was referred to the committee on State Affairs.

No. 332, A.,

Was referred to the committee on Education.

No. 585, A.,

Was referred to the committee on Finance, Banks and Insurance.

Nos. 140, 288, 501, 502, 513, 290 and 135, A.,

Were referred to the Milwaukee Delegation.

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### ADJOURNMENT.

On motion of Senator Lees,

The senate adjourned until Monday evening, March 23,  
at 8 P. M.



MONDAY, MARCH 23, 1891.

8:00 O'CLOCK P. M.

The senate was called to order by the president pro tem.  
The calling of the roll was dispensed with.

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The Journal of Friday was approved.

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Senator Fetzner moved that the senate do now adjourn.  
The senate refused to adjourn.

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BILLS READY FOR A THIRD READING.

No. 8, S.,

A bill relating to the distribution of the state school tax, and amendatory of chapter 287, of the laws of 1885, being, "An act to provide for a more efficient common school fund,"

Was laid over.

No. 37, S.

A bill to prevent accidents to operators in manufacturing establishments,

No. 38, S.,

A bill to prohibit the locking of doors in factories during working hours,

No. 119, S.,

A bill to authorize James Lindeman, his associates, heirs and assigns, to construct and maintain a dam across "Oak Creek," in the county of Milwaukee,

No. 320, S.,

A bill relating to the sale of lands for the non-payment of taxes and the expiration of the period of redemption therefrom,

Were severally read a third time and passed.

No. 20, A.,

A bill to exempt the town of Caledonia, Columbia county, from the operations of chapter 90, laws of 1885, and chapter 340, laws of 1889,

No. 81, A.,

A bill to authorize the city of Milwaukee to issue bonds for a public library and museum building,

No. 83, A.,

A bill to authorize the city of Milwaukee to issue bonds for reconstruction and repair of bridges and approaches thereto,

No. 84, A.,

A bill to authorize the city of Milwaukee to issue bonds for the purchase of school sites and erection of school houses,

No. 85, A.,

A bill to authorize the city of Milwaukee to issue bonds for the purchase and improvement of public parks,

No. 86, A.,

A bill to authorize the city of Milwaukee to issue bonds for the erection of a city hall,

No. 88, A.,

A bill authorize the city of Milwaukee to issue bonds for extension of its system of water works,

No. 152, A.,

A bill to amend section 2464, revised statutes, relating to county courts,

No. 188, A.,

A bill to amend section 2, chapter 167, laws of 1881, as amended by chapter 279, laws of 1889, and fixing the minimum rate of interest on loans of trust funds,

Were severally concurred in.

No. 221, A.,

A bill to authorize the construction of a bridge across Rock river, in the town of Watertown, Jefferson county,

Was laid over.

Senator MacBride moved that the vote by which

No. 648, A.,

A bill to establish a municipal court at Oconomowoc,

Was concurred in, be reconsidered, and that the motion to reconsider lie over until to-morrow morning.

The motion prevailed.

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ADJOURNMENT.

On motion of Senator Fetzner,  
The senate adjourned.

TUESDAY, MARCH 24th, 1891.

Senate met.

The president pro tem. in the chair.

Prayer by the Rev. Crooker.

The roll was called and the following senators answered to their names:

Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Miller, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—29.

Absent with leave—Senator Nash.

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The Journal of Monday evening was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted to Senator Avery until tomorrow morning.

To Senators Mead and Pratt indefinitely.

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#### REPORTS OF COMMITTEES.

The committee on Engrossed Bills have examined and find correctly engrossed,

No. 32, S.,

A bill to authorize P. Hynes, his associates and assigns, to improve Iron river for log driving purposes, and to charge tolls and boomage thereon,

No. 84, S.,

A bill relating to the swamp lands in the county of Jackson, and to make an appropriation therefor,

No. 129, S.,

A bill to amend chapter 373 of the laws of 1889, entitled, "An act to amend chapter 22, of the laws of 1887, entitled, 'An act to amend chapter 258, of the laws of 1883, entitled, 'An act to provide for the annual publication of railroad maps and appropriating money therefor,'"

No. 265, S.,

A bill to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river.

F. T. YAHR,

Chairman.

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## EXECUTIVE COMMUNICATIONS.

EXECUTIVE DEPARTMENT,

Madison, Wisconsin,

MARCH 24th, 1891.

*To the Honorable, the Senate:*

The following entitled bill, originating in the senate, has been approved, signed and deposited in the office of the secretary of state:

No. 121, S.,

An act to revise and amend an act, entitled, "An act to incorporate the city of Two Rivers."

GEO. W. PECK.

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EXECUTIVE DEPARTMENT,

Madison, Wisconsin,

MARCH 24th, 1891.

*To the Honorable the Senate:*

I herewith return bill No. 22, S., entitled, "An act to appropriate to the Wisconsin Veteran's Home at Waupaca, a sum of money herein named," without my approval in its present form.

While heartily in accord with the legislature and the people of the state, as to the wisdom of appropriating such a sum to the Veterans' Home as may be needed to make the inmates comfortable, there are some serious objections to this bill, which I will point out, and I feel that you will agree with me.

This bill appropriates to the Wisconsin Veterans' Home at Waupaca the sum of fifty thousand five hundred dollars. This association is a private corporation, organized for the very laudible purpose of establishing and maintaining a home for destitute soldiers, sailors and marines, their wives and widows, residing in this state, who cannot be admitted to



the National Homes for disabled volunteers, and to secure to them in their old age and infirmity the comforts and care to which their service to the country in its days of danger entitles them.

The corporation is nominally, at least, established under the auspices of the military order of the Grand Army of the Republic. It is understood that considerable assistance to its maintenance has been contributed by private persons. The state appropriated fifty thousand dollars two years ago for the purpose of erecting and equipping buildings; and by a permanent appropriation made in 1887, the state pays three dollars per week per capita towards the support of each inmate. The object of the association is highly commendable. It is in a sense a public object, for it is to provide for a class of persons in their old age and helplessness, whom the state is under peculiar and special obligations to care for. It is a private corporation ostensibly, and yet the public are to provide in the larger part for its maintenance. It is not a state institution, to be under state control, but yet it is a state institution to be under state support. The state allowance for the support of its inmates far exceeds the reported cost of their maintenance. The state is expected to provide chiefly for the expenditures for buildings, but the state, the principal contributor, is studiously denied all supervision or control. The mode and direction of expenditure, the objects of the bounty, the power of visitation, regulation and watchfulness for the interests of the state and of the beneficiaries of its generosity, are committed to private persons. The people, through the chosen agents of their sovereignty, are deemed worthy to give, but not to watch nor to guard.

It is true that the bill makes some show of securing the state against the possible misapplication of the money. It is provided that the treasurer of the home shall give a bond, but the obligation to be given is, in view of the context of the bill, a useless formality. It may guard against the personal defalcation of the treasurer, but it does not secure a faithful application, such as the state should be guaranteed.

Section 1, of the bill reads as follows:

"There is hereby appropriated to the Wisconsin Veteran's Home at Waupaca, out of any money in the treasury not otherwise appropriated, and for the uses and purposes herein mentioned, as follows:

To pay indebtedness of said home already incurred .....	\$6,000
For additional buildings, as follows:	
Old men's building .....	10,000
Old people's building .....	10,000
Women's hospital, dead house, extension to general hospital, heating apparatus and furniture .....	11,000
Clothing for inmates .....	2,000
Electric light system .....	6,500
Office building and vault .....	1,000
Cemetery and ground improvement .....	3,000
Purchase of additional land .....	1,000
<b>Total .....</b>	<b>\$50,500</b>

or such other improvements or articles as may be certified by the president and secretary of the board of trustees of said home."

The entire discretion as to the expenditure is given by the last clause of this section to two members of the board of trustees. They may "certify such improvements and articles" as they see fit, and the treasurer must pay out accordingly. This is a wide discretion, loosely conferred upon only a part of the board of trustees. A more effectual absolution from responsibility it is not easy to conceive, and I deem this loose and improvident legislation. For any other object, however worthy, such a bill could not be passed. No other body of men, however distinguished for public service or private merit, could successfully ask of any legislature such a large gift, with such illy-guarded disposal of the money given. It is not to be tolerated in our system that moneys taken from the people by the processes of taxation, shall be committed, without check or guard as to the dispensing, to individual caprice or discretion. The bestowal of public money to private persons to be expended through private agency, even for purposes incidentally beneficial to the public, has ever been regarded as a dangerous stretch of legislative power, of doubtful constitutionality, and unwise and mischievous in precedent; a departure from sound principles of government. When moneys are thus to be applied, and especially when a private charity is to be administered at public cost, it is at least the duty of the legislature to throw about such expenditure every safeguard and every guaranty which the law can afford, that the benefaction of the state shall be faithfully applied to the true purpose of the bestowal. It is not enough that the managers are deemed honest, high-minded men. The state has no right to give away the people's money and abdicate all discretion in its expenditure. There is a duty of careful supervision and limitation of such expenditures, which is owed as well to the soldiers, their wives and widows, for whom this home is maintained, as to the tax payers who must bear the burden. It is peculiarly for the interest of those for whom this Home is designed, that there be no laxity permitted, no discretion loosely conferred, no irresponsibility tolerated. The jealousy of the people should not be aroused against the institution, nor suspicion cast on those who conduct it. They ought not to shake public confidence by demanding that the state simply give, and leave the rest to them. Such claim of exemption from responsibility and reasonable supervision, is very sure soon to chill the generous impulses of a commonwealth, ever willing to give wisely and safely for every just object of its care.

The legislature of 1889 made an appropriation of fifty thousand dollars for this Home. It was in a sense conditional. The act (chapter 264, laws 1889), provided that the

acceptance by the Home of the money appropriated should vest the title to the real estate of the Home in the state of Wisconsin, subject to the right of the Home to have the use and enjoyment and possession of said real estate as a home for soldiers, etc., as long as such Home shall use said real estate for such purposes; and said Wisconsin Veterans' Home shall convey said real estate to the state of Wisconsin by good and sufficient warranty deed, in accordance with the spirit and intent of this act, within one year.

The deed executed as a pretended compliance with this act, falls far short of satisfying either its intent or spirit. It conveys the property to the state subject to a mortgage, which it expressly provides that the state shall pay. The corporation also executes not a "good and sufficient warranty deed," but a conveyance, clogged with the following conditions: "Subject, however, to the condition that said premises and land shall be used for and devoted to the maintenance of a home for dependent union soldiers and sailors, their wives and widows; and to the maintenance of such other persons as said grantee shall, by law, be authorized to maintain on said premises, and if said premises shall cease to be used for such purpose or purposes, or for some other charitable purpose, then and in such case the city of Waupaca, having contributed to the purchase of said property the sum of seven thousand five hundred dollars, shall have an interest in said property, or the proceeds thereof to that amount." The clear title that the state was to have is at the outset sought to be encumbered to the amount of over ten thousand five hundred dollars, and that amount charged upon the state.

Viewed in the most charitable light, and attributing to those acting for the home the best of motives, it cannot be glossed over that an attempt has been made to deal unfairly with the state, to trifle with its laws, to saddle upon its burdens it had not assumed, and to becloud and incumber its title to the property. Such looseness and disregard of law on the part of state officials would call down upon them the severest censure if nothing worse. Such dealings between individuals would be regarded as a gross breach of good faith. They evince a failure to appreciate the obligations of legal duty, which are a very poor recommendation for those who claim the prerogative of dispensing the bounty of the state with unlimited discretion. However worthy the object, however zealous in a good cause its promoters may be, there is no justification or excuse for departing from the law, and attempting a fraud upon the state. Where such spirit and purpose are apparent it is no fit repository of the public money with no check or guard upon its expenditure.

The management of this Home is in theory, intrusted to a board of seven trustees, elected annually by the Grand



Army of the Republic. In fact, and from the necessities of the case, it is left almost entirely to local management. And the bill herewith returned recognizes this fact and leaves, as the Grand Army does, the discretion mainly with two or three officers of the board. Practically the management, organization, system, methods of purchase, accounts, as well as admission of inmates, selection of officers, employes and fixing of their salaries are left to only a part of the board of trustees. They are vested, as I understand, with the power to manage an institution which looks to the state largely for its buildings, equipment and means of current support.

It needs no argument to demonstrate that such a system is unwise, unsafe, unbusiness-like and contrary to the dictates of sound policy. It is desirable for all interests, especially that of an institution like this one, that its management be placed on a sound footing. It is better for the actual managers that they be limited in their powers, compelled to keep and show proper records, accounts and vouchers for their own protection against scandal and suspicion, which can hardly fail to follow the present loose system. The well-being of this asylum for the aged and destitute soldiers demand more careful and considerate legislation.

I yield to none in an active sympathy for the veteran defender of the republic; and would stint in nothing that tends to make happy and comfortable his old age, or to testify to him the gratitude of the state. But the gift should be made in wisdom and in care. Every precaution of legislation and administration should be taken, that he, only, is the beneficiary of the provision a grateful state makes for him. The people are willing to give liberally, and they ask only that their generosity be not abused through an irresponsible stewardship. They wish to know, and have the means of knowing, that the money they devote to this worthy object has been faithfully and judiciously applied, under due sense of legal responsibility, and all the safeguards of considerate legislation.

It is not suggested that the state should recede from the policy of support of this Home, which has been adopted, nor is it insisted that the control of the Home should be taken from the present local management, the noble band of men and women, the Grand Army of the Republic, or the Woman's Relief Corps, under whose kindly auspices it is conducted. But it is inevitable that for many years the Veterans' Home will largely draw upon the state for its means of support. Its other sources of revenue will fall off and its expenses increase. It should, therefore, in my judgment, be placed under such reasonable state supervision as the people have a right to demand in return for their liberality. They should not be turned off with the intimation that it is their business only to give and ask no questions.

I deem this bill so faulty, and the present course of dealing with this institution so objectionable, that I am constrained to withhold from it my approval.

It is respectfully submitted that an appropriation of this magnitude for such a purpose, should contain, in view of existing circumstances, provisions in substance as follows, viz.:

1. That the sums designated for paying indebtedness, be used, as far as need be, to pay off the outstanding mortgage which incumbers the property.

2. That the title to all additional land purchased for the use of the Home be taken in the name of the state, and that the attorney general be required to examine as to the title, and approve it before the purchase money is paid.

3. That before this appropriation be paid over, the city of Waupaca be authorized and required to execute and file with the secretary of state, a relinquishment of claim or interest in the lands of the Home heretofore or to be hereafter acquired by the state, thus removing an attempted cloud upon the title of the state.

4. That the objects for which the appropriation is made be clearly set forth in the bill and not left in the alternative, loosely to the discretion of the managers.

5. That the state board of supervision be required, at stated periods, to fully examine into the accounts of the Home, so far as they involve the expenditure of state moneys, into its management, and to annully report upon its conduct and condition.

6. That before receiving any part of the appropriation, the trustees be required to execute and file a bond, in form approved by the attorney general, with sureties to be approved by the governor, upon due justification of their responsibility, conditioned for the faithful expenditure of the moneys in accordance with and for the purposes of the act, and in no other manner, and that they will fully disclose to the board of supervision of the state, all books, contracts, accounts, vouchers or other papers, whenever required, in relation to such expenditure, and in all respects faithfully perform their duties as such trustees. This to be required in addition to the treasurer's bond as custodian.

7. That the board of trustees be required to report biennially to the board of supervision or control of the state institutions, an account of the transaction of the Home, its receipts from all sources, and the expenditure thereof by items, the names and salaries of employes and officers, the names and number of inmates, the time of their occupancy, the organization in which they served, and place from which admitted, and such other details as the board of supervision may require as to expenditure of state moneys. Such report to be made according to the fiscal year of the state.



8. That all permanent improvements upon said property made with money appropriated by the state, be made upon the approval of the state board of supervision, or a majority thereof; that plans and specifications be submitted to them, and their approval certified before the expenditure can be incurred; and that the moneys be paid out from time to time, by warrants on the state treasurer, as the expenditures are made upon their certification of approval.

Such provisions, or others in the same line, will not disturb the present control, nor interfere with the prerogatives of the Grand Army. The selection of inmates is not changed, but a supervision, such as is due the state, will be imposed. Some such steps, to clear up title and clouds thereon, and secure better system, seem to me to be imperatively necessary before the state makes further appropriation for this institution.

I trust the objections to this measure may be obviated, and at the same time the protection secured that the people of the state should have over money expended cheerfully by them.

GEO. W. PECK.

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On motion of Senator Woodnorth,  
The message and bill were laid over until Thursday,  
March 26.

Senator Clawson moved that one thousand copies of the message be printed for the use of the senate.

Which motion was lost.

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#### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has elected Edward Keogh as speaker pro tem.,

And has amended and concurred in as amended,

No. 197, S.,

A bill to amend and revise chapter 140 of the laws of Wisconsin for the year 1885, entitled "an act to incorporate the city of Cumberland."

No. 74, A.,

A bill to relieve members of the Life Saving and Lighthouse service from the payment of poll tax,

No. 169, A.,

A bill to repeal section 2 of chapter 520, laws of 1887, in relation to fishing industries,

No. 214, A.,

A bill to repeal sections 1053 and 1054, of the revised statutes, relating to the assessment of taxes,

No. 217, A.,

A bill to amend section 2, of chapter 296, laws of 1885, as amended by section 1, chapter 404, laws of 1887, relating to excise and sale of intoxicating liquors,

No. 248, A.,

A bill to permit the building of a wagon bridge across Black river in the counties of La Crosse and Trempealeau,

No. 293, A.,

A bill to authorize justices of the peace elected in the several wards of the city of Kewaunee to keep their offices and to perform their duties in any part of said city,

No. 466, A.,

A bill to amend the charter of the city of Prescott,

No. 494, A.,

A bill to repeal chapter 63, laws of 1889, entitled, "an act to create the municipal court of the county of Dunn, and the city of Menomonie,"

No. 497, A.,

A bill to amend chapter 84, laws of 1883, entitled "an act to revise, codify and amend chapter 103, laws of 1883, entitled 'an act to incorporate the city of Menomonie,'"

No. 599, A.,

A bill relating to the manner of keeping time by persons, companies and corporations employing labor,

No. 614, A.,

A bill to amend chapter 107, of the laws of 1889, entitled, "An act to incorporate the city of Shullsburg,"

No. 703, A.,

A bill to repeal chapter 464, of the laws of 1889, entitled "An act relating to the creation and division of towns," and amendatory of section 671, of the revised statutes of 1878, as amended by chapter 180, of the general laws of 1879, entitled "An act relating to the division of towns and the acts amendatory thereto,"

No. 493, A.,

A bill to authorize the common council of the city of Menomonie, to create a sinking fund for certain purposes therein named,

No. 654, A.,

A bill relating to prisons and their discipline and management,

No. 114, A.,

A bill relating to the constructing and maintaining fish-ways in the dams of the Tomorrow or Waupaca rivers in Waupaca and Portage counties,

No. 412, A.,

A bill to amend the charter of the city of Wausau,

No. 749, A.,

A bill relating to the superior court of Milwaukee county and to amend chapter 125, laws of 1887, and acts amendatory thereof.

And has concurred in

No. 120, S.,

A bill to authorize the removal of bodies buried in a certain cemetery in the town of Rochester and county of Racine,

No. 52, S.,

A bill to legalize the revised ordinances of the city of Black River Falls,

No. 93, S.,

A bill to correct an error in the levy and collection of state tax, of the county of Jefferson, for the year 1889.

And has indefinitely postponed

Jt. Res. No. 20, S.,

Providing for indexing and printing rules.

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### ASSEMBLY MESSAGE CONSIDERED.

No. 7, A.,

A bill granting to the United States the jurisdiction over certain lands in Sheboygan county.

The question being: shall the bill pass notwithstanding the objections of his excellency, the governor.

The ayes and noes being required, it was decided in the affirmative: ayes, 28; noes, none; not voting, 5.

The vote was as follows:

Ayes — Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Miller, Persons, Price, Reynolds, Stancifield, Taylor, Voss, Woodnorth and Yahr—28.

Noes — None.

Absent or not voting — Senators Avery, Mead, Nash, Phipps and Pratt—5.

The assembly amendments to

No. 197, S.,

Were concurred in.

Nos. 74, 169 and 217, A.

Were referred to the committee on State Affairs.

Nos. 466, 487, 614, 93, 114 and 412, A.

Were referred to committee on Incorporations.

Nos. 293, 494 and 599, A.,

Were referred to committee on Judiciary.

No. 214, A.,

Was referred to committee on Assessment and Collection of Taxes.

No. 248, S.,

Was referred to committee on Roads and Bridges.

No. 703, A.,

Was referred to committee on Town and County Organizations.

No. 654, A.,

Was referred to committee on Charitable and Penal Institutions.

On motion of Senator Bechtner,

The rules were suspended, and

No. 749, A.,

Was read a third time and concurred in.

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### SPECIAL ORDER

Being the consideration of

No. 79, S.,

A bill to prevent and punish frauds in sales of wearing apparel at public or private sale by itinerant venders and to regulate such sales.

On motion of Senator Apple,

The bill was laid over.

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### BILLS READY FOR A THIRD READING.

No. 8, S.,

A bill relating to the distribution of the state school tax, and amendatory of chapter 287, of the laws of 1885, being, "an act to provide for a more efficient common school fund,"

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 29; noes, none; not voting, 4.

The vote was as follows:

Ayes — Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzner, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Miller, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—29.

Noes — None.

Absent or not voting — Senators Avery, Mead, Nash, and Pratt—4.

No. 221, A.,

A bill to authorize the construction of a bridge across Rock river, in the town of Watertown, Jefferson county,

No. 289, A.,

A bill to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river at points in the 13th and 18th wards of said city,

No. 368, A.,

A bill to provide for platting lands by executors, administrators and guardians before sale, pursuant to order of county court,

No. 439, A.,

A bill to authorize the city of Mineral Point to borrow money,

No. 441, A.,

A bill to authorize the city of Manitowoc to borrow thirty thousand dollars (\$30,000) to build a bridge across the Manitowoc river, in said city of Manitowoc,

No. 758, A.,

A bill to amend section 2439 of chapter 113 of the revised statutes, entitled "of the circuit courts,"

No. 762, A.,

A bill to amend section 3065, of chapter 132, of the revised statutes, entitled, "Of writs of error and appeals to the supreme court,"

Were severally read a third time and concurred in,

On motion of Senator Clawson,

No. 759, A.,

A bill to amend sub-division 20 of section 2982 of chapter 130 of the revised statutes as amended, entitled "of executions,"

Was recommitted to the committee on Judiciary.

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## BILLS ON THEIR THIRD READING.

No. 28, A.,

A bill to amend section 3775 of the revised statutes of 1878, relative to the fees of jurors in justice court,



No. 305, A.,

A bill to authorize Wm. Sauntry, his heirs and assigns, to build or acquire and maintain certain dams across Spruce river, in the county of Douglas, Wisconsin,

No. 306, A.,

A bill to authorize Wm. Sauntry, his heirs and assigns, to build or acquire and maintain certain dams across the Moose river, below where said river crosses the east line of township 45 north, of range 13 west, and across the St. Croix river between where it crosses the west line of section 6, in township 44 north, of range 11 west, and the west line of township 43 north, of range 13 west,

No. 307, A.,

A bill to authorize Wm. Sauntry, his heirs or assigns, to build or acquire and maintain a dam across Tamarack river in the county of Burnett, and state of Wisconsin,

No. 327, A.,

A bill to provide for the Wisconsin National Guard retired list,

No. 355, A.,

A bill to confirm and legalize the action of the board of supervisors and common council of the county and city of Milwaukee, vacating a certain alley in block 228 in A. L. Kane's subdivision of the first, now the eighteenth ward, of the city of Milwaukee,

Were severally ordered to a third reading.

The amendments to

No. 120, A.,

A bill for the prevention of child labor,

No. 275, A.,

A bill providing for issuing bonds and for constructing a viaduct across Menomonie valley in the city of Milwaukee,

No. 765, A.,

A bill to amend section 2433 of chapter 113 of the revised statutes as amended, entitled "of circuit courts,"

Were severally adopted and the bills ordered to a third time.

On motion of Senator Kidd,

No. 69, A.,

A bill to repeal chapter 467, of the laws of 1885, entitled "An act to suppress and prevent the spread of infectious and contagious diseases among domestic animals, and to provide for the appointment of a state veterinarian,"

Was re committed to committee on Claims.

No. 766, A.,

A bill relating to the duties of sheriffs, and to amend subdivision 4, of section 725, of chapter 37, of the revised statutes, entitled, "Of county officers,"

Was re committed to the committee on Judiciary

No. 336, A.

A bill to amend section 2, chapter 114, of private and

local laws of 1887, entitled, "An act to revise, consolidate and amend the act to incorporate the village of Waterloo and the several acts amendatory thereof, published April 29, 1861,"

Was refused concurrence by the senate.

On motion of Senator Falconer,

The clerk was instructed to request the assembly to return No. 20, A.,

A bill to exempt the town of Caledonia, Columbia county, from the operations of chapter 90, laws of 1885, and chapter 340, laws of 1889,

For further consideration.

On motion of Senator Phipps,

The clerk was instructed to request the assembly to return No. 188, A.,

A bill to amend section 2, chapter 167, laws of 1881, as amended by chapter 279, laws of 1889, and fixing the minimum rate of interest on loans of trust funds,

For further consideration.

By unanimous consent, Senator MacBride withdrew motion to re-consider the vote by which

No. 648, A.,

A bill to establish a municipal court at Oconomowoc,

Was concurred in.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 132, S.,

A bill to amend section 1751, revised statutes of 1878, relating to corporations,

Was ordered engrossed and read a third time.

The amendments to

No. 230, S.,

A bill to amend section 2515 of chapter 115 of the revised statutes of 1878, entitled, "of other courts of record,"

No. 247, S.,

A bill to repeal that part of section 478, laws of 1864, relating to state county roads,

Were severally adopted, and the bills ordered engrossed and read a third time.

No. 4, S.,

A bill making members of the county board ineligible to serve as trustees of county asylums for the chronic insane,

Was laid over until Thursday, March 26.

No. 157, S.,

A bill relating to the commitment of dependent children,  
Was laid over until Friday, March 27.

On motion of Senator Phipps,

The vote by which

No. 220, S.,

A bill to amend section 1775, chapter 86, revised statutes,  
as amended by chapter 133, laws of 1881, and chapter 70,  
laws of 1883, relating to corporations,

Was ordered engrossed and read a third time, was reconsidered by unanimous consent.

By unanimous consent, Senator Phipps offered the following amendment:

By Senator Phipps:

Amend section 1, by inserting after the word "assent" and before the words "of three-fourths," the words "of the holders,"

Which was adopted,

And the bill ordered engrossed and read a third time.

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### SPECIAL ORDER

Being the consideration of

No. 188, S.,

A bill granting to James Reynolds the right to complete the draining of certain swamp and other lands,

Senator Koenitzer offered the following:

Pet. No. 143, S.,

Petition against the passage of No. 188, S.

The amendments to No. 188, S., were adopted.

Senator Apple offered the following amendments:

Amend by inserting after section 6, another section to be known as

Section 7. And the said James Reynolds, his heirs and assigns, shall also deepen, widen and straighten the canal known as the Goose Lake Lateral, running from the main canal below Goose Lake, in an easterly and northerly direction to Mud Lake, also renumber sections 6, 7, 8, 9, 10 and 11, to read sections 6, 7, 8, 9, 10, 11 and 12.

Which was adopted,

And the bill ordered engrossed and read a third time.

On motion of Senator Apple,

The rules were suspended, and the bill read a third time and passed.

The title was amended to read as follows:

A bill granting to James Reynolds, his heirs and assigns, the right to complete the draining of certain swamp, wet and overflowed lands in the counties of Waukesha and Racine, and to confirm his title thereto.

On motion of Senator Lees,

The vote by which

No. 327, A.,

A bill to provide for the Wisconsin National Guard retired list,

Was ordered to a third reading,

Was reconsidered, and the bill recommitted to the committee on Claims.

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On motion of Senator Lees,

The senate took a recess until 7:30 o'clock this evening.

7:30 O'CLOCK P. M.

The senate was called to order by the president pro tem.

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### REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,  
No. 250, S.,

A bill to amend chapter 455 of the laws of 1889, entitled,  
"An act to prevent deception in the sale of cheese,"

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 804, A.,

A bill to create a municipal court for the county of Polk,  
With amendments and recommend that it be concurred in when so amended.

No. 257, S.,

A bill to prescribe the number and duties of the legislative employes, fixing their compensation and providing for the printing of all bills, memorials, joint resolutions and the journals of each house,

With the recommendation that it be referred to the committee on Legislative Expenditures.

So ordered.

No. 494, A.,

A bill to repeal chapter 63, of the laws of 1889, entitled,  
"An act to create the municipal court of the county of Dunn and the city of Menomonie."

With the recommendation that it be concurred in.

WILLIAM KENNEDY,  
Chairman.

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The committee on Engrossed Bills have examined and find correctly engrossed:

No. 220, S.,

A bill to amend section 1775, chapter 86, revised statutes, as amended by chapter 133, laws of 1881, and chapter 70, laws of 1883, relating to corporations.

F. T. YAHR,  
Chairman.



The committee on Incorporations, to whom was referred,  
No. 193, S.,

A bill to amend section 1 of chapter 462, of the laws of 1889, entitled, "an act to authorize the building and maintenance of a toll bridge between the cities of Grand Rapids and Centralia,"

No. 333, S.,

A bill to authorize certain towns in Waupaca and Shawano counties to vote aid to certain railroads,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they severally do pass.

No. 140, S.,

A bill to incorporate the city of Colby,

With amendments and with the recommendation that it do pass when so amended.

No. 31, A.,

A bill to amend chapter 274, of the laws of 1880, entitled, "an act authorizing the city of Winona to construct, operate and maintain a bridge across the Mississippi river,"

No. 142, A.,

A bill to amend section 3, of chapter 12, of chapter 184, laws of 1874, entitled, "an act to revise and consolidate the charter of the city of Milwaukee and the several acts amendatory thereof,"

No. 149, A.,

A bill to authorize H. C. Payne, his heirs, associates or assigns, to build and maintain a dam across the Yellow river,

No. 151, A.,

A bill to amend the charter of the city of Ahnapee,

No. 226, A.,

A bill to authorize William Chalmers, his associates or assigns, to build and maintain a dam and other improvements on Spring Brook, in Washburn county, Wisconsin,

No. 227, A.,

A bill to authorize Carl E. Peterson, his associates and assigns, to construct and maintain a dam across Trade river, in Burnett county, Wis.,

No. 228, A.,

A bill fixing the time of spawning or closed season for Brule river, in Douglas county,

No. 357, A.,

A bill to authorize Cyrus C. Yawkey, George W. Lee and Andrew Jackson, their associates, heirs and assigns, to construct, maintain and operate a canal from Lake Katherine to Tomahawk lakes in Oneida county, and to construct, maintain and operate booms and other works appurtenant thereto, for log driving purposes, and to drive, boom and handle logs therein,

No. 402, A.,

A bill to authorize the cities of Grand Rapids and Cen-

tralia to build and maintain a toll bridge across the Wisconsin river in Wood county between said cities,

No. 466, A.,

A bill to amend the charter of the city of Prescott,

No. 493, A.,

A bill to authorize the common council of the city of Menomonie to create a sinking fund for certain purposes therein named,

No. 497, A.,

A bill to amend chapter 84, laws of 1883, entitled "an act to revise, codify and amend chapter 102, laws of 1882, entitled 'an act to incorporate the city of Menomonie,'"

No. 614, A.,

A bill to amend chapter 107, of the laws of 1889, entitled, "An act to incorporate the city of Shullsburg,"

No. 628, A.,

A bill to authorize E. W. Dierks and others, to maintain a dam in the Oconomowoc river, in Washington county,

No. 740, A.,

A bill to amend chapter 175, of the laws of 1887, entitled, "an act to amend chapter 159, laws of 1885, entitled, 'an act to revise, codify and amend chapter 278, laws of 1874, entitled, 'an act to incorporate the city of Shawano and the several acts amendatory thereof,'"

No. 741, A.,

A bill to amend chapter 3 of chapter 159, laws of Wisconsin for the year 1885, entitled, "An act to revise, codify and amend chapter 278, laws of 1874, entitled, 'An act to incorporate the city of Shawano and theseveral acts amendatory thereof,'"

With the recommendation that they be severally concurred in.

No. 282, A.,

A bill to authorize the Fifield Manufacturing Company to build and maintain a dam across the south fork of Flambeau river in Price county,

No. 4, A.,

A bill to repeal chapter 462 of the laws of 1889, entitled, "An act to authorize the building and maintenance of a toll bridge across the Wisconsin river in Wood county, between the cities of Grand Rapids and Centralia,"

No. 362, A.,

A bill to authorize James Meiklejohn and W. H. Hatten, co-partners, as Meiklejohn & Hatten, to maintain a dam on the Little Wolf river in Waupaca county,

With amendments and with the recommendation that they severally be concurred in when so amended.

No. 309, A.,

A bill to amend chapter 152 of laws of 1889, entitled, "an act to incorporate the city of Superior,"

With the recommendation that it be non concurred in.

No. 321, A.,

A bill to amend section 3 of sub-chapter 5 of chapter 164, of laws of Wisconsin for the year 1885, entitled "an act to revise the charter of city of Chippewa Falls,"

With the recommendation that it be returned to the assembly with the request that it be properly engrossed.

R. J. MACBRIDE,  
Chairman.

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On motion of Senator MacBride,

The rules were suspended, and

The amendment to

No 140, S.,

Was adopted,

And the bill read a third time and passed.

On motion of Senator Taylor,

The rules were suspended, and

The amendments to

No. 804, A.,

Were adopted,

And the bill read a third time and concurred in.

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### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof.

Mr. PRESIDENT:

I am directed to inform you that the assembly has concurred in the senate amendments to

No. 81, A.,

A bill to authorize the city of Milwaukee to issue bonds for public library and museum building,

No. 83, A.,

A bill to authorize the city of Milwaukee to issue bonds for reconstruction and repair of bridges and approaches thereto,

No. 84, A.,

A bill to authorize the city of Milwaukee to issue bonds for purchase of school sites and erection of school houses,

No. 85, A.,

A bill to authorize the city of Milwaukee to issue bonds for the purchase and improvement of public parks,

No. 86, A.,

A bill to authorize the city of Milwaukee to issue bonds for erection of a city hall,

No. 88, A.,

A bill to authorize the city of Milwaukee to issue bonds for extension of its system of water works.

And returns as requested,

No. 20, A.,

A bill to exempt the town of Caledonia, Columbia county, from the operations of chapter 90, laws of 1885, and chapter 340, laws of 1889.

And has passed and asks the concurrence of the senate in

No. 842, A.,

A bill to revise chapter 37 of the general laws of 1885, entitled, "An act to incorporate the city of Kaukauna."

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### ASSEMBLY MESSAGE CONSIDERED.

On motion of Senator Falconer,

The vote by which

No. 20, A.,

Was concurred in was reconsidered.

The bill was then read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 26; noes, none; not voting, 7.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzner, Horn, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Miller, Persons, Phipps, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 26.

Noes — None.

Absent or not voting — Senators Greene, Joiner, Lees, Mead, Nash, Pratt and Reynolds — 7.

No. 842, A.,

Was referred to the committee on Incorporations.

Senator Kingston moved that

No. 201, S.,

A bill to create a municipal court in and for the county of Langlade,

No. 208, S.,

A bill to amend chapter 27, laws of 1889, entitled, "an act to revise, consolidate and amend chapter 127, laws 1887, entitled, 'an act to incorporate the city of Ashland,'"

Be returned to the senate for further consideration.

It was so ordered.

On motion of Senator Kennedy,  
No. 157, S.,  
A bill relating to commitment of dependent children,  
Was made a special order for to-morrow morning at  
10:30.

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ADJOURNMENT.

On motion of Senator Fetzer,  
The senate adjourned.



WEDNESDAY, MARCH 25, 1891.

Senate met.

The president in the chair.

Prayer by the Rev. Mr. Crooker.

The roll being called the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Krceger, Lees, MacBride, Main, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—31.

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The Journal of yesterday was approved.

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#### LETTERS, PETITIONS, ETC.

By Senator Greene:

Pet. No. 124. S.,

Petition of Frank Hall, and 20 others, citizens of Waukesha county, against the abolishment of the office of Dairy and Food Commissioner.

To committee on Agriculture.

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#### RESOLUTIONS INTRODUCED.

By Senator Price:

Jt. Res. No. 40, S.,

*Resolved by the senate, the assembly concurring,* That Senator Kidd be permitted to introduce a bill to authorize

the village of Cassville, Grant county, to construct and maintain a commercial college and academy.

Adopted.

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### REPORTS OF COMMITTEES.

The committee on Engrossed Bills have examined, and find correctly engrossed,

No. 132, S.,

A bill to amend section 1751, revised statutes of 1878, relating to corporations,

No. 230, S.,

A bill in relation to the municipal court of Dane county.

No. 247, S.,

A bill to amend section 14, chapter 478, laws of 1864, relating to a military road from Fort Howard, Green Bay, to the Michigan state line.

F. T. YAHR,  
Chairman.

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### EXECUTIVE COMMUNICATIONS.

EXECUTIVE CHAMBER,  
*Madison, Wisconsin,*  
MARCH 25th, 1891.

*To the Honorable, the Senate:*

The following entitled bill originating in the senate, has been approved, signed and deposited in the office of the secretary of state:

No. 262, S.,

An act relating to and amendatory of chapter 247 of the laws of Wisconsin, for the year of 1878, and acts amendatory thereof, relating to the charter of the city of Fort Atkinson.

GEO. W. PECK.

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### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks of the concurrence of the senate in

No. 841, A.,

A bill to amend chapter 132, laws of 1882, and the several

acts amendatory thereof, relating to the charter of the city of Portage.

And requests the return of

No. 208, S.,

A bill to amend chapter 27, laws of 1889, entitled, "An act to revise, consolidate and amend chapter 127, laws 1887, entitled, 'An act to incorporate the city of Ashland,'"

For further consideration.

And has passed and asks the concurrence of the senate in

No. 238, A.,

A bill to incorporate the city of Greenwood, Clark county.

And has concurred in the senate amendment to

No. 804, A.,

A bill to create a municipal court for the county of Polk.

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### ASSEMBLY MESSAGE CONSIDERED.

On motion of Senator MacBride,

The rules were suspended, and

No. 238, A.,

Was read a third time and concurred in.

On motion of Senator Falconer,

The rules were suspended, and

No. 841, A.,

Was read a third time and concurred in.

No. 208, S.,

Was returned to the assembly as requested.

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### BILLS READY FOR A THIRD READING.

No. 32, S.,

A bill to authorize P. Hynes, his associates and assigns, to improve Iron river for log driving purposes, and to charge tolls and boomage thereon,

No. 220, S.,

A bill to amend section 1775, chapter 86, revised statutes, as amended by chapter 133, laws of 1881, and chapter 70, laws of 1883, relating to corporations.

No. 265, S.,

A bill to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river, Were severally read a third time and passed.

No. 84, S.,

A bill relating to the swamp lands in the county of Jackson, and to make an appropriation therefor,

Was a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 27; noes, none; absent or not voting, 5.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Burdge, Conner, Falconer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Miller, Nash, Persons, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 27.

Noes — None.

Absent or not voting — Senators Clawson, Fetzer, Mead, Phipps and Pratt — 5.

No. 129, S.,

A bill to amend chapter 373 of the laws of 1889, entitled, "An act to amend chapter 22, of the laws of 1887, entitled, 'An act to amend chapter 258, of the laws of 1883, entitled, 'An act to provide for the annual publication of railroad map and appropriating money therefor,'"

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 29; noes, none; absent or not voting, 4.

The vote was as follows:

Ayes — Senators Apple, Avery, Burdge, Clawson, Conner, Falconer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Miller, Nash, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 29.

Noes — None.

Absent or not voting — Senators Bechtner, Fetzer, Mead, and Pratt — 4.

No. 28, A.,

A bill to amend section 3775 of the revised statutes of 1878, relative to the fees of jurors in justice court,

No. 120, A.,

A bill for the prevention of child labor,

No. 275, A.,

A bill providing for issuing bonds and for constructing a viaduct across Menomonee valley in the city of Milwaukee,

No. 305, A.,

A bill to authorize Wm. Sauntry, his heirs and assigns, to build or acquire and maintain certain dams across Spruce river, in the county of Douglas, Wisconsin,

No. 306, A.,

A bill to authorize Wm. Sauntry, his heirs and assigns, to build or acquire and maintain certain dams across the Moose river, below where said river crosses the east line of township 45 north, of range 13 west, and across the St. Croix river between where it crosses the west line of section 6, in township 44 north, of range 11 west, and the west line of township 43 north, of range 13 west.

No. 307, A.,

A bill to authorize Wm. Sauntry, his heirs or assigns, to

build or acquire and maintain a dam across Tamarack river in the county of Burnett, and state of Wisconsin,

No. 355, A.,

A bill to confirm and legalize the action of the board of supervisors and common council of the county and city of Milwaukee, vacating a certain alley in block 228 in A. L. Kane's subdivision of the First, now the Eighteenth ward, of the city of Milwaukee,

No. 765, A.,

A bill to amend section 2435 of chapter 113 of the revised statutes as amended entitled "of circuit courts,"

Were severally read a third time and concurred in.

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### BILLS ON THEIR THIRD READING.

No. 31, A.,

A bill to amend chapter 274, of the laws of 1880, entitled, "an act authorizing the city of Winona to construct, operate and maintain a bridge across the Mississippi river,"

No. 142, A.,

A bill to amend section 3, of chapter 12, of chapter 184, laws of 1874, entitled, "an act to revise and consolidate the charter of the city of Milwaukee and the several acts amendatory thereof,"

No. 149, A.,

A bill to authorize H. C. Payne, his heirs, associates or assigns, to build and maintain a dam across the Yellow river,

No. 151, A.,

A bill to amend the charter of the city of Ahnapee,

No. 226, A.,

A bill to authorize William Chalmers, his associates or assigns, to build and maintain a dam and other improvements on Spring Brook, in Washburn county, Wisconsin,

No. 227, A.,

A bill to authorize Carl E. Peterson, his associates and assigns, to construct and maintain a dam across Trade river, in Burnett county, Wis.,

No. 228, A.,

A bill fixing the time of spawning or closed season for Brule river, in Douglas county,

Were severally ordered to a third reading.

The amendments to

No. 4, A.,

A bill to repeal chapter 462 of the laws of 1889, entitled, "An act to authorize the building and maintenance of a toll bridge across the Wisconsin river in Wood county, between the cities of Grand Rapids and Centralia,"

No. 282, A.,

A bill to authorize the Fifield Manufacturing Company to



build and maintain a dam across the south fork of Flambeau river, in Price county,

Were adopted, and the bills ordered to a third reading.

No. 79, A.,

A bill to repeal chapter 347 of the laws of 1887, entitled, "An act to regulate the practice of veterinary medicine and surgery,"

Was made a special order for 10:30 A. M., March 27.

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### SPECIAL ORDER.

Being the consideration of,

No. 157, S.,

A bill relating to the commitment of dependent children, The question being on the adoption of the amendment offered by Senator Bechtner.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 17; noes, 11; not voting, 5.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Conner, Falconer, Greene, Horn, Kempf, Kennedy, Koenitzer, Kroeger, MacBride, Main, Nash, Voss, Woodnorth and Yahr—17.

Noes—Senators Burdge, Clawson, Joiner, Kidd, Kingston, Lees, Miller, Persons, Phipps, Reynolds and Stanchfield—11.

Not voting—Senators Fetzer, Mead, Pratt, Price and Taylor—5.

Senator Taylor was paired with Senator Pratt. The former would have voted no, the latter would have voted aye.

Senator Price was paired with Senator Mead. The former would have voted no. The latter would have voted aye.

Senator Joiner offered the following amendment:

Strike out all after section 3 of the amended bill and insert the following:

Section 4. This act shall only apply and be in force in those counties of this state having a population of more than two hundred thousand.

Section 5. This act shall take effect and be in force from and after its passage and publication.

Which was rejected.

Senator Phipps offered the following amendment:

Strike out all after the word "commitment" in the fourth line of the first section and add the following:

"Consult with the parents or guardians of such children and take into consideration in selecting the institution or asylum to which such child shall be committed the wishes of such parents or guardians, but in case such child has no parent living or is not under guardianship such child shall be committed to the state public school."

Which was adopted.

Senator Avery offered the following amendment:

Amend by adding to section 3 the following: "Provided, however, this act shall not apply to counties containing less than 150,000 inhabitants."

Amendment declared out of order by the president.

Senator Main moved that the bill as amended, be printed and be laid over.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 16; noes, 13; absent or not voting, 4.

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Clawson, Conner, Fetzner, Joiner, Kempf, Kidd, Main, Miller, Nash, Persons, Phipps, Reynolds and Stanchfield—16.

Noes—Senators Apple, Falconer, Greene, Horn, Kennedy, Kingston, Koenitzer, Kröeger, Lees, MacBride, Voss, Woodnorth and Yahr—13.

Absent or not voting—Senators Mead, Pratt, Price and Taylor—4.

On motion of Senator Kennedy,

The rules were suspended, and

No. 842, A.,

A bill to revise chapter 37, of the general laws of 1885, entitled, "an act to incorporate the city of Kaukauna,"

Was taken from the committee on Incorporations, read a third time and concurred in.

On motion of Senator Kennedy,

The senate took a recess until 7:30 o'clock P. M.

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7:30 O'CLOCK P. M.

The senate was called to order by the president.

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#### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has adopted and asks the concurrence of the senate in

Jt. Res. No. 37, A.,

Allowing Mr. McGeehan to introduce a bill changing the time for holding terms of court in Brown county.

Jt. Res. No. 38, A.,

Granting leave to Mr. Tracy to introduce a bill.

And returns as requested,

No. 188, A.,

A bill to amend section 2, chapter 167, laws of 1881, as amended by chapter 279, laws of 1889, and fixing the minimum rate of interest on loans of trust funds.

And has amended and concurred in as amended,

No. 208, S.,

A bill to amend chapter 27, laws of 1889, entitled "an act to revise, consolidate and amend chapter 127, laws of 1887," entitled "an act to incorporate the city of Ashland."

And has passed and asks the concurrence of the senate in No. 556, A.,

A bill to organize the town of Amberg, in Marinette county.

And has concurred in

Jt. Res. No. 40, S.,

Authorizing Senator Kidd to introduce a bill.

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#### ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 37 and 38, A.,

Were concurred in.

The assembly amendments to

No. 208, S.,

Were concurred in.

No. 556, A.,

Was referred to the committee on Town and County Organizations.

On motion of Senator Phipps,

The vote by which

No. 188, A.,

Was concurred in was reconsidered by unanimous consent.

By unanimous consent, Senator Phipps offered the following amendment:

Amend section 1 by striking out the words "and one-half" after the word "four" in the 3d line of the printed bill.

Also further amend by striking out the words, "and one-half," after the word "four" in the 13th line of the printed bill, so that section 1 as amended shall read as follows:

Section 1. Section 2, chapter 167, of the laws of 1881, is hereby amended by striking out of said section the words "five per centum per annum," and inserting in lieu thereof the words "four per centum per annum," so that said section when so amended shall read as follows:

Section 2. The loans provided for in this act may be made for any term not exceeding twenty years, may be made payable in instalments, and may be in such amounts as shall not, in connection with all other indebtedness of the town, village, city or county, applying therefore, exceed five per centum of the average assessed valuation of the taxable property therein for the three years next preceding the ap-

plication for such loan; provided, that such loan may be made to pay off existing indebtedness, and may be paid over in installments as fast as such indebtedness or the evidence thereof is cancelled. The commissioners of public lands of the state of Wisconsin are hereby authorized and empowered to loan the trust funds of the state at a rate of interest not less than four per centum per annum; provided, all such loans shall be made in accordance with the provisions of chapter 17, of the revised statutes and the several acts amendatory thereof.

Which was adopted and the bill concurred in as amended.

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### BILLS ON THEIR THIRD READING.

No. 357, A.,

A bill to authorize Cyrus C. Yawkey, George W. Lee and Andrew Jackson, their associates, heirs and assigns, to construct, maintain and operate a canal from Lake Katherine to Tomahawk lakes in Oneida county, and to construct, maintain and operate booms and other works appurtenant thereto, for log driving purposes, and to drive, boom and handle logs therein,

No. 402, A.,

A bill to authorize the cities of Grand Rapids and Centralia to build and maintain a toll bridge across the Wisconsin river in Wood county between said cities,

No. 466, A.,

A bill to amend the charter of the city of Prescott,

No. 493, A.,

A bill to authorize the common council of the city of Menomonie, to create a sinking fund for certain purposes named therein.

No. 494, A.,

A bill to repeal chapter 63, of the laws of 1889, entitled, "an act to create the municipal court of the county of Dunn and the city of Menomonie,"

No. 497, A.,

A bill to amend chapter 84, laws of 1883, entitled "an act to revise, codify and amend chapter 102, laws of 1882, entitled 'an act to incorporate the city of Menomonie,'"

No. 614, A.,

A bill to amend chapter 107, of the laws of 1889, entitled, "An act to incorporate the city of Shullsburg,"

No. 628, A.,

A bill to authorize E. W. Dierks and others, to maintain a dam in the Oconomowoc river, Washington, county,

No. 766, A.,

A bill relating to the duties of sheriffs, and to amend subdivision 4 of section 725, of chapter 37, of the revised statutes, entitled "Of county officers,"



Were severally ordered to a third reading.

The amendments to

No. 362, A.,

A bill to authorize James Meiklejohn and W. H. Hatten co-partners, as Meiklejohn & Hatten, to maintain a dam on the Little Wolf river in Waupaca county,

Were adopted, and the bill ordered to a third reading.

On motion of Senator Woodnorth,

The rules were suspended, and

No. 740, A.,

A bill to amend chapter 175, of the laws of 1887, entitled, "an act to amend chapter 159, laws of 1835, entitled, 'an act to revise, codify and amend chapter 278, laws of 1874, entitled, 'an act to incorporate the city of Shawano and the several acts amendatory thereof,' "

No. 741, A.,

A bill to amend chapter 3 of chapter 159, laws of Wisconsin for the year 1835, entitled, "An act to revise, codify and amend chapter 278, laws of 1874, entitled, 'An act to incorporate the city of Shawano and theseveral acts amendatory thereof,' "

Were read a third time, and concurred in,

The senate refused to concur in,

No. 309, A.,

A bill to amend chapter 152 of laws of 1889, entitled, "an act to incorporate the city of Superior."

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 193, S.,

A bill to amend section 1 of chapter 462, of the laws of 1889, entitled, "an act to authorize the building and maintenance of a toll bridge between the cities of Grand Rapids and Centralia,"

No. 333, S.,

A bill to authorize certain towns in Waupaca and Shawano counties to vote aid to certain railroads,

Were ordered engrossed and read a third time.

No. 250, S.,

A bill to amend chapter 455 of the laws of 1889, entitled, "An act to prevent deception in the sale of cheese,"

Was laid over until Tuesday morning, March 31st.

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## REPORTS OF COMMITTEES.

The committee on Education, to whom was referred,

No. 449, A.,

A bill to promote school attendance and restrain truancy,



Have had the same under consideration, and have instructed me to report the same back with amendments and recommend the concurrence of the same when so amended.

R. C. FALCONER,  
Chairman.

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The Milwaukee County Delegation, to whom was referred  
No. 89, A.,

A bill to raise special tax, west sewerage district, city of Milwaukee,

No. 135, A.,

A bill to prevent the peddling or election tickets upon election day, in cities having a population of 150,000 inhabitants or over,

No. 138, A.,

A bill to define the powers and duties of the park commissioners and establish a fund for the maintenance of parks and boulevards by the city of Milwaukee,

No. 139, A.,

A bill to amend sections 3 and 5, of chapter 7, of the charter of the city of Milwaukee, being chapter 184, of the laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee and the several acts amendatory thereof,"

No. 140, A.,

A bill to amend section 6, of sec. 3, of chapter 4, of chapter 184, of the laws of 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof,"

No. 288, A.,

A bill to amend section 4 of chapter 13 of chapter 184 of laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved Feb. 20, 1852, and the revised acts amendatory thereof,"

No. 290, A.,

A bill for an act to authorize the appointment of a phonographic reporter in the county court of Milwaukee county,

No. 501, A.,

A bill relative to the salary of the deputy city clerk of the city of Milwaukee, and amendatory of the charter of said city,

No. 513, A.,

A bill to amend section 17, of chapter 18, of chapter 184, of the laws of 1874, being the charter of the city of Milwaukee, and all acts amendatory thereof,

No. 662, A.,

A bill to authorize and empower the Cement and Land company, its successors or assigns, to construct and maintain one or more piers, docks or wharves into Lake Michigan, in Milwaukee county,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be severally concurred in.

No. 283, S.,

A bill to amend chapter 5, of chapter 184, laws of 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee and the several acts amendatory thereof," and the several acts amendatory thereof, and the several acts amendatory thereof,

With amendment, and recommend its passage when so amended.

Senator Kroeger dissenting as to No. 283, S.

No. 96, S.,

A bill relating to furnishing supplies of food and provisions for charitable and other institutions in the county of Milwaukee,

With amendment, and with the recommendation it do pass when so amended.

No. 170, S.,

A bill to authorize the city of Milwaukee to issue bonds to the amount of fifty thousand dollars for the purchase of the west one-half of block thirty-six, in the Second ward of the city of Milwaukee, for market purposes,

With the recommendation that it do pass,

HERMAN KROEGER,  
Chairman.

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The committee on Incorporations, to whom was referred,  
No. 249, S.,

A bill to amend the charter of the city of DePere,

Have had the same under consideration, and have instructed me to report the same back with amendments and with the recommendation that it do pass when so amended.

R. J. MACBRIDE,  
Chairman.

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The committee on Judiciary, to whom was referred,  
No. 1, S.,

A bill for the punishment of habitual criminals.

Have had the same under consideration, and have instructed me to report the same back with amendments and recommend its passage when so amended.

Jt. Res. No. 17, S.,

Preposing an amendment to section 23, of article 4, of the constitution of the state of Wisconsin relating to town and county government,

With amendments and recommendation that when so amended it be adopted.

No. 62, A.,

A bill conferring civil, criminal and appellate jurisdiction upon the county court of Waukesha county, Wis.,

No. 293, A.,

A bill to authorize justices of the peace elected in the several wards of the city of Kewaunee to keep their offices and to perform their duties in any part of said city,

No. 220, A.,

A bill to reduce the rate of interest on tax sale certificates and amendatory of section 1165, revised statutes.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

Senators MacBride and Taylor dissenting, as to No. 62, A.

WM. KENNEDY,  
Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 310, S.,

A bill to amend chapter 113, of the revised statutes, relating to circuit courts,

No. 50, S.,

A bill relating to the disposition of homesteads and amendatory of section 2280, chapter 103, revised statutes.

WM. F. VOSS,  
Chairman.

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#### ADJOURNMENT.

On motion of Senator Woodnorth,  
The senate adjourned.

THURSDAY, MARCH 26th, 1891.

Senate met.

The president in the chair.

Prayer by the Rev. Crooker.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Miller, Nash, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—30.

Absent—Senators Fetzer, Mead and Pratt—3.

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The Journal of yesterday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senators Mead and Fetzer until to morrow morning.

To Senator Pratt indefinitely.

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#### RESOLUTIONS INTRODUCED.

By Senator Greene:

Res No. 20, S.,

*Resolved*, That the governor be and is hereby requested to return assembly bill No. 648, to the senate for further consideration.

Adopted.

## REPORTS OF COMMITTEES.

The committee on Claims, to whom was referred,  
No. 107, S.,

A bill to suppress foul brood among bees, and making an appropriation therefor,

Have had the same under consideration, and have instructed me to report the same back with recommendation that it do pass.

WM. F. NASH,  
Chairman.

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The committee on Finance, Banks and Insurance, to whom was referred

No. 123, S.,

A bill to provide for the appointment and to prescribe the duties of a state bank examiner,

Have had the same under consideration and have instructed me to report the same back with amendments and ask to have the amendments adopted and ordered printed and the bill referred to the Judiciary committee for the purpose of considering the constitutionality of the same; and should they report that the bill is constitutional, we, the committee on Finance, Banks and Insurance, recommend its passage.

E. W. PERSONS,  
F. T. YAHR,  
J. C. REYNOLDS,  
Committee.

So ordered.

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The committee on State Affairs, to whom was referred,  
No. 335, S.,

A bill to authorize the town of Newport, in Columbia county, to construct and maintain dams and levees along and across the Wisconsin river,

No. 336, S.,

A bill to authorize the village of Kilbourn City, to use the Wisconsin river for water works and other municipal purposes, and improve the navigation thereof,

No 305, S.,

A bill in relation to persons and corporations offering premiums for testing the speed of horses, and to prevent the fraudulent entering of horses to compete for such premiums,

Have had the same under consideration, and have instructed me to report the same back with amendments, and recommend their passage when so amended.



No. 314, S.,

A bill to amend sections 1584a and 1584b, of the revised statutes of the state of Wisconsin,

With the recommendation that it do pass.

No. 134, S.,

A bill to amend section 1 of chapter 234 of the laws of 1889, entitled "an act to appropriate to the various agricultural, mechanical and industrial fairs or expositions held within the state of Wisconsin certain sums of money as hereinafter specified,"

With the recommendation that it be indefinitely postponed.

No. 223, A.,

A bill to protect the fish in Sturgeon Bay,

No. 728, A.,

A bill authorizing C. L. Nelson to build a dock or pier into the waters of Sturgeon Bay, Door county, Wisconsin,

No. 641, A.,

A bill to amend section 1, of chapter 21, of the laws of 1885, entitled "An act to amend section 1, of chapter 237, laws of 1883, relating to the establishment and maintenance of public watering places,"

With the recommendation that they be severally concurred in.

FRED. W. HORN,  
Acting Chairman.

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#### EXECUTIVE COMMUNICATION.

*Madison, Wisconsin,*

MARCH 26th, 1891.

*To the Honorable the Senate:*

In compliance with resolution No. 20, I herewith return for further consideration,

No. 648, A.,

A bill to establish a municipal court at Oconomowoc.

GEO. W. PECK.

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The question being on the governor's message vetoing

No. 22, S.,

A bill appropriating money to the Wisconsin Veterans' Home at Waupaca,

On motion of Senator Woodnorth,

The veto and bill were made a special order for Tuesday, March 31st, at 11 o'clock A. M.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 23; noes, 6; not voting, 4.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Falconer, Greene, Joiner, Kempf, Kennedy, Kidd,

Kroeger, MacBride, Main, Miller, Nash, Persons, Phipps, Price, Reynolds, Stanchfield, Voss, and Woodnorth—23.

Noes—Senators Conner, Horn, Kingston, Koenitzer, Lees and Yahr—6.

Absent or not voting—Senators Fetzer, Mead, Pratt and Taylor—4.

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On motion of Senator Greene,  
The vote by which No. 648, A., was concurred in,  
Was by unanimous consent, reconsidered,  
And the bill was re-committed to the committee on Judiciary.

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### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 102, A.,

A bill to authorize Lou Graham, E. C. Allen and L. J. Cook, their associates, heirs and assigns to build and maintain a dam, piers and booms in and across the Wisconsin river in Oneida county, and to prohibit interference therewith,

No. 249, A.,

A bill to confer certain police powers upon agents of Wisconsin humane societies,

No. 294, A.,

A bill relating to the city of Kewaunee and to confer upon the common council thereof certain additional powers,

No. 310, A.,

A bill for the preservation of fish in Trout Run, Jackson county.

No. 298, A.,

A bill to amend chapter 468, of laws of 1889, entitled, "an act to amend chapter 441 of laws of 1887, entitled, 'an act to extend the lien law of the state,' "

No. 390, A.,

A bill to appropriate to Michael Wilhelm, a certain sum of money,

No. 588, A.,

A bill to amend section 1, of chapter 404, laws of 1889, relating to defects in recorded instruments,

No. 626, A.,

A bill to provide for the better preservation of fish,

No. 681, A.

A bill to regulate booming of logs at Beef Slough, and prescribing charges therefor,

No. 734, A.,

A bill providing for the distribution of public documents,

No. 748, A.,

A bill to amend chapter 493, of the laws of Wisconsin, for the year 1889, entitled, "An act to regulate the manner of drawing petit jurors in certain counties,"

No. 44, A.,

A bill prohibiting the selling, giving to, purchasing or procuring tobacco, opium or other narcotics in any form to certain minors,

No. 578, A.,

A bill to legalize all and every highway in the town of Chilton, Calumet county and state of Wisconsin, laid out, or which have become so by use, prescription or dedication, as worked by said town as a highway previous to December 30th, A. D. 1873.

And has concurred in

Jt. Res. No. 34, S.,

Relating to an act of congress, approved August 30th, 1890, relative to colleges of Agriculture and Mechanic Arts, And returns an engrossed copy of

No. 321, A.,

A bill to amend section 3, of sub-chapter 5, chapter 164. of the laws of Wisconsin for the year 1885, entitled "an act to revise the charter of the city of Chippewa Falls,"

As requested.

And has concurred in the senate amendments to,

No. 289, A.,

A bill to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river at a point in the 13th and 18th wards of said city,

No. 439, A.,

A bill to authorize the city of Mineral Point to borrow money,

No. 120, A.,

A bill for the prevention of child labor,

No. 765, A.,

A bill to amend section 2433 of chapter 113 of the revised statutes as amended, entitled, "of circuit courts,"

No. 275, A.,

A bill providing for issuing bonds and for constructing a viaduct across Menomonie valley in the city of Milwaukee.

And has adopted and asks the concurrence of the senate in,

Jt. Res. No. 59, A.,

Requesting the governor to return

No. 313, A.,

A bill to incorporate the city of Chetek, Barron county, Wis.,

For correction.

And returns for further consideration,

No. 313, A.,

A bill to incorporate the city of Chetek, Barron county, Wis.

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### ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 39, A.,

Was concurred in.

Nos. 102, 294 and 321, A.,

Were referred to committee on Incorporations.

Nos. 249, 298, 588, 44 and 748, A.,

Were referred to committee on Judiciary.

Nos. 310, 626 and 681, A.,

Were referred to committee on State Affairs.

No. 390, A.,

Was referred to General File.

No. 734, A.,

Was referred to committee on Printing.

No. 578, A.,

Was referred to committee on Roads and Bridges.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 17, S.,

Proposing an amendment to section 23, article IV, of the constitution of the state of Wisconsin, relating to town and county government.

*Resolved by the senate, the assembly concurring,* That section 23, of article IV, of the constitution of the state of Wisconsin, be amended by adding at the end thereof the following:

Provided, that in counties which contain an incorporated city of more than 100,000 inhabitants, the legislature may establish a separate system of county government and may also provide for the joint government of the city and county under one system, so that when so amended said section will read as follows:

Section 23. The legislature shall establish but one system of town and county government, which shall be as nearly uniform as practicable; provided, that in counties which contain an incorporated city of more than one hundred

thousand inhabitants, the legislature may establish a separate system of county government, and may also provide for the joint government of the city and county under one system,

Was adopted,

The ayes and noes being required, it was decided in the affirmative: ayes, 26; noes, 1; not voting 6.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Falconer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Main, Miller, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—26.

Noes—Senator Lees—1.

Absent or not voting—Senators Conner, Fetzer, MacBride, Mead, Nash and Pratt—6.

On motion of Senator Taylor,

The vote by which

No. 313, A.,

A bill to incorporate the city of Chetek, Barron county, Was concurred in was by unanimous consent reconsidered.

Senator Taylor by unanimous consent offered the following amendment:

Amend No. 313, A., by striking out the words "town meeting" where they occur in the 11th and 12th and 16th lines of section 3, of chapter 4 of the printed bill, and inserting in lieu thereof the words "general elections for cities."

Amend section 8, of chapter 4, by striking out all after the words "election," where it occurs in the seventh line of said section 8 of the printed bill, down to the word "the," where it occurs in the thirteenth line of the printed bill, and inserting in lieu thereof the following: "All elections held in said city after the first or charter elections to be held the first Tuesday of April, 1891, shall be held and conducted as is provided by the general law of the state relating to general city elections."

Amend section 11 of chapter 4, by striking out the word "six" where it occurs in the 2nd line of said section 11 of the printed bill and inserting in lieu thereof the word "three," also by adding at the end of said section 11 of chapter 4 the following: "The first or charter elections for said city shall be held and conducted and the result certified as at annual town meetings for the election of town officers, except as otherwise provided in the act."

Amend section 5 of chapter 7 by striking out subdivision 19 and 20 thereof and changing the number of sub division of said section 7, as follows: 21 to 19, 22 to 20, 23 to 21, 24 to 22, 25 to 23, 26 to 24, 27 to 25, 28 to 26, 29 to 27, 30 to 23, 31 to 29, 32 to 30, 33 to 31, 34 to 32, 35 to 33, 36 to 34, 37 to 35.

Amend chapter 14, by striking out section 7 of the same



and changing the number of section 8 to 7, section 9 to 8, section 10 to 9, section 11 to 10, section 12 to 11, section 13 to 12, section 14 to 13 and section 15 to 14.

Which was adopted.

And the bill read a third time and concurred in.

On motion of Senator Bechtner,

The rules were suspended, and

No. 157, S.,

A bill relating to commitment of dependent children,

Was put upon its passage.

By unanimous consent,

Senator Nash presented the following amendment:

Strike out all of section 1 of the amended bill, and insert the following in lieu thereof:

Section 1. All courts, judges, justices of the peace, superintendents of the poor, supervisors and other officers authorized by law to commit or apply for the commitment of dependent children to industrial schools, asylums or other institutions for the care of dependent children shall when applying for and before such commitment upon the application of the parents or guardians of such children, take into consideration, in selecting the institution or asylum to which such child shall be committed the wishes of such parents or guardians, but in case no such application is made by such parent or guardians, such child shall be committed to the State Public School,

Which was adopted.

Senator Bechtner moved that the vote by which the amendment was adopted, be reconsidered.

The senate refused to reconsider, and the bill was read a third time and passed.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 20; noes, 7; absent or not voting, 6.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Conner, Falconer, Greene, Horn, Kempf, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Nash, Phipps, Voss, Woodnorth and Yahr—20.

Noes—Senators Burdge, Clawson, Joiner, Kidd, Miller, Persons and Reynolds.—7.

Absent or not voting—Senators Fetzer, Mead, Pratt, Price, Stanchfield and Taylor—6.

Senator Stanchfield was paired with Senator Fetzer.

Senator Price was paired with Senator Mead.

Senator Taylor was paired with Senator Pratt.

Senators Fetzer, Mead and Pratt would have voted aye.

Senators Price, Stanchfield and Taylor would have voted no.

## BILLS READY FOR A THIRD READING.

No. 132, S.,

A bill to amend section 1751, revised statutes of 1878, relating to corporations,

No. 230, S.,

A bill to amend section 2515, of chapter 115 of the revised statutes of 1878, entitled, "of other courts of record,"

No. 247, S.,

A bill to repeal that part of section 478, laws of 1864, relating to state county roads.

Were read a third time and passed.

On motion of Senator Persons, the title to

No. 247, S.,

Was corrected to read as follows:

No. 247, S.,

A bill to amend section 14, chapter 478, laws of 1864, relating to a military road from Fort Howard, Green Bay, to the Michigan state line.

No. 4, A.,

A bill to repeal chapter 462 of the laws of 1889, entitled, "An act to authorize the building and maintenance of a toll bridge across the Wisconsin river in Wood county, between the cities of Grand Rapids and Centralia,"

No. 31, A.,

A bill to amend chapter 274, of the laws of 1880, entitled, "an act authorizing the city of Winona to construct, operate and maintain a bridge across the Mississippi river,"

No. 142, A.,

A bill to amend section 3, of chapter 12, of chapter 184, laws of 1874, entitled "an act to revise and consolidate the charter of the city of Milwaukee, and the several acts amendatory thereof,"

No. 149, A.,

A bill to authorize H. C. Payne, his heirs, associates or assigns, to build and maintain a dam across the Yellow river, at or near the town of Babcock, Wood county, Wis.,

No. 151, A.,

A bill to amend the charter of the city of Ahnapee,

No. 226, A.,

A bill to authorize William Chalmers, his associates or assigns, to build and maintain a dam and other improvements on Spring Brook, in Washburn county, Wisconsin,

No. 227, A.,

A bill to authorize Carl E. Peterson, his associates and assigns to construct and maintain a dam across Trade river, in Burnett county, Wis.,

No. 228, A.,

A bill fixing the time of spawning or closed season for Brule river, in Douglas county,

No. 282, A.,

A bill to authorize the Fifield Manufacturing Company to build and maintain a dam across the south fork of Flambeau river in Price county,

No. 357, A.,

A bill to authorize Cyrus C. Yawkey, George W. Lee and Andrew Jackson, their associates, heirs and assigns, to construct, maintain and operate a canal from Lake Katherine, to Tomahawk lakes, in Oneida county, and to construct, maintain and operate booms and other works appurtenant thereto, for log driving purposes, and to drive, boom and handle logs therein,

No. 362, A.,

A bill to authorize James Meiklejohn and W. H. Hatten, co-partners, as Meiklejohn & Hatten, to maintain a dam on the Little Wolf river in Waupaca county,

No. 402, A.,

A bill to authorize the cities of Grand Rapids and Centuria to build and maintain a toll bridge across the Wisconsin river in Wood county between said cities,

No. 466, A.,

A bill to amend the charter of the city of Prescott,

No. 493, A.,

A bill to authorize the common council of the city of Menomonie to create a sinking fund for certain purposes therein named,

No. 494, A.,

A bill to repeal chapter 63, of the laws of 1889, entitled, "An act to create the municipal court of the county of Dunn and the city of Menomonie."

No. 497, A.,

A bill to amend chapter 84, laws of 1883, entitled "an act to revise, codify and amend chapter 102, laws of 1882, entitled 'an act to incorporate the city of Menomonie,'"

No. 614, A.,

A bill to amend chapter 107, of the laws of 1889, entitled, "An act to incorporate the city of Shullsburg,"

No. 628, A.,

A bill to authorize E. W. Dierks and others, to maintain a dam in the Oconomowoc river, in Washington county,

No. 766, A.,

A bill relating to the duties of sheriffs, and to amend subdivision 4, of section 725, of chapter 37, of the revised statutes entitled "of county officers,"

Were read a third time and concurred in.

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#### BILLS ON THEIR THIRD READING.

Senator Horn moved that

No. 62, A.,

A bill conferring civil, criminal and appellate jurisdiction upon the county court of Waukesha county, Wis.,

Be re-committed to a select committee consisting of the senators representing Waukesha county.

The senate refused to re-commit.

Senator Horn offered the following amendment:

Amend 62, A., by adding another section:

Section —. Nothing in this act contained shall in any way effect the jurisdiction of the municipal court of Oconomowoc, nor be construed as repealing or amending any provision of the act establishing said municipal court; but said last mentioned act and every part thereof shall be and remain in full force,

Which was rejected.

On motion of Senator Clawson,

The rules were suspended, and

The bill read a third time and concurred in,

No. 89, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the west sewerage district of said city,

No. 135, A.,

A bill to prevent the peddling of election tickets upon election day, in cities having a population of 150,000 inhabitants or over,

No. 138, A.,

A bill to define the powers and duties of the park commissioners and establish a fund for the maintenance of parks and boulevards in the city of Milwaukee,

Were severally ordered to a third reading.

— — —

On motion of Senator Conner,

The senate took a recess until 7:30 o'clock P. M.

7:30 O'CLOCK P. M.

The senate was called to order by the president.

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### REPORTS OF COMMITTEES.

The committee on Incorporations, to whom was referred,  
No. 232, S.,

A bill to provide for the issuing of common and preferred stock by corporations organized under the laws of the state of Wisconsin,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

No. 18, A.,

A bill to amend the charter of the Wisconsin River Improvement Co.,

No. 294, A.,

A bill conferring certain additional powers upon the common council of the city of Kewaunee,

No. 341, A.,

A bill to authorize the city of Chippewa Falls to issue bonds to fund its floating debt, building a public school house in Third ward, and other purposes,

No. 412, A.,

A bill to amend the charter of the city of Wausau,

No. 559, A.,

A bill to amend chapter 384, laws of 1889, amendatory to the city charter of Marinette,

No. 686, A.,

A bill to authorize and enable the city of Chippewa Falls to acquire and improve water, electrical and other power for lighting said city and for motive power in running and operating street railways, and for heating its public buildings, and to erect, acquire and maintain gas works for lighting said city, and to acquire, purchase, improve and maintain public parks, to improve and pave the streets of said city, and for other public purposes, and to authorize the issuing of bonds therefor,

With the recommendation that they severally be concurred in.

No. 8, A.,

A bill relating to liens upon logs, timber, lumber, cordwood, railroad ties, tan and other barks, piling, telegraph poles, telephone poles, fence posts, paving timber, stave bolts and staves,



With amendment, and with the recommendation that it be concurred in when amended.

No. 102, A.,

A bill authorizing Lou Graham, E. C. Allen and L. J. Cook, their associates, heirs and assigns to build and maintain a dam, piers and booms in and across the Wisconsin river, in Oneida county, and to prohibit interference there with,

No. 75, A.,

A bill to authorize the erection of a dam across the Red river in Shawano county, Wis., and to grant certain powers and privileges to persons therein mentioned,

And recommend that the same be severally concurred in.

No. 318, S.,

A bill to authorize W. B. Crawford, his heirs and assigns, to erect and maintain a dam on Yellow river in Barron county,

With the recommendation that the same do pass.

R. J. MACBRIDE,  
Chairman.

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The committee on Printing, to whom was referred,

No. 734, A.,

A bill providing for the distribution of public documents,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that the bill be non concurred in.

C. A. KOENITZER,  
Chairman.

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The committee on Engrossed Bills have examined and find correctly engrossed,

No. 193, S.,

A bill to amend section 1 of chapter 462, of the laws of 1889, entitled "an act to authorize the building and maintenance of a toll bridge across the Wisconsin river in Wood county, between the cities of Grand Rapids and Centralia,"

No. 333, S.,

A bill to authorize certain towns in Waupaca and Shawano counties to vote aid to railroads.

F. T. YAHR,  
Chairman.

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The committee on Finance, Bank and Insurance, to whom was referred,

No. 210, A.,

A bill entitled, "an act to provide for a uniform policy of

fire insurance to be made and issued in this state by all insurance companies taking fire risks on property within the state,"

Have had the same under consideration, and have instructed me to report the same back with amendments and recommend that it be concurred in when so amended.

E. W. PERSONS,  
Chairman.

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### MESSAGE FROM THE ASSEMBLY.

BY GEO. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 45, A.,

A bill to authorize the county of Portage to borrow money of the state,

No. 467, A.,

A bill to amend section 1 of chapter 234 of the laws of 1887, relating to the appointment of a register in probate for Racine county,

No. 326, A.,

A bill to amend section 5 of chapter 339, laws of 1889, entitled, "An act to provide for the relief of indigent and needy Union soldiers," etc.,

No. 551, A.,

A bill to amend chapter 35 of the laws of 1889, entitled, "An act to amend the charter of the city of Milwaukee,"

No. 811, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the second ward of said city for the purpose of raising a fund with which to pave and repair streets in said ward.

And has amended, and concurred in as amended,

No. 201, S.,

A bill to create a municipal court in and for the county of Langlade,

And has concurred in the senate amendments to

No. 188, A.,

A bill to amend section 2, chapter 167, laws of 1881, as amended by chapter 219, laws of 1889, and fixing the minimum rate of interest on loans of trust funds,

No. 313, A.,

A bill to incorporate the city of Chetek, Barron county, Wisconsin.

## ASSEMBLY MESSAGE CONSIDERED.

No. 45, A.,

Was referred to committee on Town and County Organizations.

No. 467, A.,

Was referred to committee on Judiciary.

No. 326, A.,

Was referred to committee on Military Affairs.

Nos. 551 and 811, A.,

Were referred to Milwaukee Delegation.

The assembly amendments to

No. 201, S.,

Were concurred in.

On motion of Senator Yahr,

The rules were suspended, and

No. 412, A.,

A bill to amend the charter of the city of Wausau,

Was read a third time and concurred in.

No. 139, A.,

A bill to amend sections 3 and 5, of chapter 7, of the charter of the city of Milwaukee, being chapter 184, of the laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee and the several acts amendatory thereof,"

No. 140, A.,

A bill to amend section 6, of section 3, of chapter 4, of chapter 184, laws of 1874, being "an act to revise, consolidate and amend the charter of the city of Milwaukee," approved February 20, 1852, and the several acts amendatory thereof,

No. 288, A.,

A bill to amend section 4 of chapter 13 of chapter 184 of laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved Feb. 20, 1852, and the revised acts amendatory thereof,"

No. 290, A.,

A bill for an act to authorize the appointment of a phonographic reporter in the county court of Milwaukee county,

No. 293, A.,

A bill to authorize justices of the peace elected in the city of Kewaunee to keep their offices and perform their duties in any part of said city,

No. 501, A.,

A bill relative to the salary of the deputy city clerk of the city of Milwaukee and amendatory of the charter of said city.

No. 513, A.,

A bill to amend section 17, of chapter 18, of chapter 184, of the laws of 1874, being the charter of the city of Milwaukee, and all acts amendatory thereof,

No. 662, A.,

A bill to authorize and empower the Cement and Land company, its successors or assigns, to construct and maintain one or more piers, docks or wharves into Lake Michigan, in Milwaukee county,

Were severally ordered to a third reading.

The amendments to

No. 220, A.,

A bill to reduce the rate of interest on tax sale certificates and amendatory of section 1165, of the revised statutes, entitled "Of lands sold for taxes,"

No. 449, A.,

A bill to promote school attendance and restrain truancy,

Were severally adopted and the bills ordered to a third reading.

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#### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 4, S.,

A bill making members of the county board ineligible to serve as trustees of county asylums for the chronic insane,

No. 170, S.,

A bill to authorize the city of Milwaukee to issue bonds to the amount of ——— dollars for the purchase of the west one-half of block thirty-six, in the second ward of the city of Milwaukee, for market purposes,

Were ordered engrossed and read a third time.

The amendments to

No. 96, S.,

A bill relating to furnishing supplies of food and provisions for charitable and other institution, in the county of Milwaukee,

No. 283, S.,

A bill to amend chapter 5, of chapter 184, laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee and the several acts amendatory thereof," and the several acts amendatory thereof, and the several acts amendatory thereof,

No 249, S.,

A bill to amend the charter of the city of Depere,

Were severally adopted and the bills ordered engrossed and read a third time

On motion of Senator Persons,  
The rules were suspended, and  
No. 249, S.,  
Was read a third time and passed.

No. 1, S.,  
A bill for the punishment of habitual criminals,  
Was laid over.

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#### ADJOURNMENT.

On motion of Senator Kingston,  
The senate adjourned.



FRIDAY, MARCH 27, 1891.

Senate met.

The president in the chair.

Prayer by the Rev. Mr. Crooker.

The roll was called the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Lees, MacBride, Main, Miller, Nash, Persons, Phipps, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr.

Senators Krceger, Mead and Pratt were absent with leave.

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The Journal of yesterday was approved.

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#### LEAVE OF ABSENCE

Was granted to Senators Fetzner and Price until Monday.

To senators Horn, Kempf, Kennedy, Persons, Nash, Phipps, Conner, Koenitzer, Woodnorth and Yahr until Tuesday morning.

To Senator Stanchfield until Wednesday morning.

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On motion of Senator Koenitzer,

No. 734, A.,

A bill providing for the distribution of public documents,  
Was re committed to the committee on Printing.

## REPORTS OF COMMITTEES.

The committee on Incorporations, to whom was referred,  
No. 114, A.,

A bill relating to the constructing and maintaining fish-ways in the dams of Tomorrow or Waupaca and Crystal rivers in Waupaca and Portage counties,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be non-concurred in.

No. 690, A.,

A bill to amend the charter of the city of Antigo,  
With the recommendation that it be concurred in.

R. J. MACBRIDE,  
Chairman.

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The committee on Town and County Organizations, to whom was referred,

No. 556, A.,

A bill to organize the town of Amberg, in Marinette county,

Have had the same under consideration, and have instructed me to report the same back with amendments and recommend that it be concurred in when so amended.

J. T. KINGSTON,  
Chairman.

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The committee on Privileges and Elections, to whom was referred,

No. 200, S.,

A bill relating to the manner of conducting elections, to secure the purity and secrecy of the ballot,

Have had the same under consideration, and have instructed me to report the same back with amendments, and recommend its passage when so amended, and further recommend that the bill with amendments be ordered printed.

ROBT. LEES,  
Chairman.

So ordered.

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The committee on Education, to whom was referred,  
No. 97, S.,

A bill to provide more adequate facilities of physical and professional training at the Platteville and Whitewater normal schools,

Have had the same under consideration, and have instructed me to report the same back with amendment and recommend its passage when so amended.

No. 332, A.,

A bill to amend section 289, of the revised statutes, as amended by chapter 30, of the laws of 1883, relating to gifts to the university,

No. 710, A.,

A bill to amend section 491, of the revised statutes, relating to the establishment of free high schools in adjoining towns,

With the recommendation that they be concurred in.

No. 269, S.,

A bill to amend section 494, as amended by chapter 445, laws of 1881, relating to free high schools.

With the recommendation that it do pass.

R. C. FALCONER,  
Chairman.

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The committee on Engrossed Bills have examined, and find correctly engrossed:

Jt. Res. No. 17, S.,

A joint resolution proposing an amendment to section 23 of article 4 of the constitution of the state of Wisconsin, relating to town and county government.

F. T. YAHR,  
Chairman.

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The committee on Enrolled Bills, have examined and find correctly enrolled,

No. 244, S.,

A bill to revise, consolidate and amend the charter of the city of Menasha,

No. 208, S.,

A bill to amend chapter 27, laws of 1889, entitled, "an act to revise, consolidate and amend chapter 127, laws 1887, entitled, 'an act to incorporate the city of Ashland,'"

No. 201, S.,

A bill to create a municipal court in and for the county of Langlade,

No. 120, S.,

A bill to authorize the removal of bodies buried in a certain cemetery in the town of Rochester and county of Racine,

No. 93, S.,

A bill to correct an error in the levy and collection of state tax, of the county of Jefferson, for the year 1889.

No. 52, S.,

A bill to legalize the revised ordinances of the city of Black River Falls,

No. 197, S.,

A bill to amend and revise chapter 140 of the laws of Wisconsin for the year 1885, entitled, "an act to incorporate the city of Cumberland,"

Jt. Res. No. 34, S.,

Relating to an act of congress, approved August 30, 1890, relating to colleges of agriculture and mechanical arts.

WM. F. VOSS,

Chairman.

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On motion of Senator Kingston,

The rules were suspended, and the amendments to

No. 566, A.,

A bill to authorize the location and construction of railroads in tunnels or underways, and to authorize condemnation of right of way therefor.

Were adopted, and the bill read a third time and concurred in.

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### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 145, A.,

A bill to amend section 4256, of the revised statutes, relating to the right of action by a dependent sister or brother,

No. 219, A.,

A bill to authorize the city of Rice Lake to issue bonds and to raise money for the erection of public buildings therein, and to convey such buildings to the county of Barron upon the conditions therein expressed, and to legalize the acts, proceedings and ordinances of the common council of said city in relation thereto, and the grant of such buildings to said county,

No. 251, A.,

A bill to amend section 2, of chapter 248, laws of 1889, relating to manner of conducting elections,

No. 255, A.,

A bill to amend section 4096 of chapter 176 of the revised statutes, entitled, "of evidence," as amended by chapter 194, laws of 1882, and by chapter 321, of laws of 1885, and by chapter 348, laws of 1889,

No. 257, A.,

A bill to repeal section 7 of chapter 443, of the laws of 1889, relating to preservation of game,

No. 261, A.,

A bill to amend section 693, of chapter 36, of the revised statutes, entitled, "of the county board," as amended by chapter 87, of the laws of 1885,

No. 337, A.,

A bill to provide for the punishment of owners of vicious dogs,

No. 391, A.,

A bill to amend section 2219, of the revised statutes, relating to the acknowledgment of conveyances,

No. 416, A.,

A bill to provide what shall be due proof of the service of notices and other papers authorized or required by law to be served,

No. 484, A.,

A bill to amend section 2511 of the revised statutes for 1878, as amended by section 4, chapter 256, laws of 1879, appertaining to the municipal court of the city and county of Milwaukee,

No. 535, A.,

A bill for the protection of quail,

No. 612, A.,

A bill in reference to the salaries of circuit judges,

No. 700, A.,

A bill to amend section 2, of chapter 115, of the general laws of Wisconsin for the year 1887, relating to cemetery associations,

No. 737, A.,

A bill to exempt certain property from taxation, and amendatory of section 1033 of the revised statutes.

No. 752, A.,

A bill to amend section 1774 of the revised statutes relating to the organization of corporations,

No. 788, A.,

A bill relating to the destruction of noxious weeds, and amendatory of chapter 432 of the laws of 1889,

No. 3, A.,

A bill to amend chapter 499 of the general laws of 1889, relating to the registry of electors,

No. 133, A.,

A bill to amend section 3533 of revised statutes to correspond with section 3164, of revised statutes, as it is amended by chapter 186, laws of 1889,

And has amended and concurred in as amended

No. 11, S.,

A bill to provide for the election, duties, and salary of the register of probate for Winnebago county.



No. 90, S.,

A bill to legalize the acts of D. J. Foster, a justice of the peace in and for St. Croix county,

And has concurred in the senate amendments to

No. 4, A.,

A bill to repeal chapter 462 of the laws of 1889, entitled, "An act to authorize the building and maintenance of a toll bridge across the Wisconsin river in Wood county, between the cities of Grand Rapids and Centralia,"

No. 282, A.,

A bill to authorize the Fifield Manufacturing Company to build and maintain a dam across the south fork of Flambeau river, in Price county,

And has corrected the title to No. 282, A., to read as follows:

No. 282, A.,

A bill to authorize O. D. Van Dusen, Josiah Arnold, and Fred Arnold, their associates, heirs and assigns to build and maintain a dam across the south fork of Flambeau river in Price county.

And has passed and asks the concurrence of the senate in

No. 730, A.,

A bill to amend the city charter of Sturgeon Bay, Door county, Wisconsin.

And has amended, and concurred in as amended

No. 140, S.,

A bill to incorporate the city of Colby,

Has adopted and asks the concurrence of the senate in

Jt. Res. No. 42, A.,

Granting the use of the senate and assembly chambers for the legislative ball, April 2, 1891.

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### ASSEMBLY MESSAGE CONSIDERED.

Nos. 145, 219, 255, 337, 391, 416, 484 and 612, A.,

Were severally referred to the committee on Judiciary.

Nos. 730, 700, 752 and 133, A.

Were severally referred to the committee on Incorporations.

Nos. 251 and 3, A.,

Were referred to the committee on Privileges and Elections.

Nos. 257, 535 and 788, A.,

Were referred to the committee on State Affairs.

No. 261, A.,

Was referred to the committee on Town and County Organizations.

No. 737, A.,

Was referred to the committee on Assessments and Collection of Taxes.

The assembly amendments to  
Nos. 33, 90, and 140, S.,  
Were concurred in.  
The correction of the title to  
No. 282, A.,  
Was concurred in.  
Jt. Res. No. 42, A.,  
Was concurred in.

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### BILLS READY FOR A THIRD READING.

No. 193, S.,

A bill to amend section 1 of chapter 462, of the laws of 1889, entitled, "an act to authorize the building and maintenance of a toll bridge between the cities of Grand Rapids and Centralia,"

No. 333, S.,

A bill to authorize certain towns in Waupaca and Shawano counties to vote aid to railroads,  
Were read a third time and passed.

No. 89, A.,

A bill to raise a special tax, west sewerage district, city of Milwaukee,

No. 135, A.,

A bill to prevent the peddling of election tickets upon election day, in cities having a population of 150,000 inhabitants or over,

No. 138, A.,

A bill to define the powers and duties of the park commissioners and establish a fund for the maintenance of parks and boulevards by the city of Milwaukee,

No. 139, A.,

A bill to amend sections 3 and 5, of chapter 7, of the charter of the city of Milwaukee, being chapter 184, of the laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee and the several acts amendatory thereof,"

No. 140, A.,

A bill to amend section 6, of sec. 3, of chapter 4, of chapter 184, of the laws of 1874, being "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof,"

No. 220, A.,

A bill to reduce the rate of interest on tax sale certificates and amendatory of section 1165, of the revised statutes, entitled, "of lands sold for taxes,"

No. 288, A.,

A bill to amend section 4 of chapter 13 of chapter 184 of laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved Feb. 20, 1852, and the revised acts amendatory thereof,"

No. 290, A.,

A bill for an act to authorize the appointment of a phonographic reporter in the county court of Milwaukee county,

No. 449, A.,

A bill to promote school attendance and restrain truancy,

No. 501, A.,

A bill relative to the salary of the deputy city clerk of the city of Milwaukee, and amendatory of the charter of said city,

No. 513, A.,

A bill to amend section 17, of chapter 18, of chapter 184, of the laws of 1874, being the charter of the city of Milwaukee, and all acts amendatory thereof,

No. 662, A.,

A bill to authorize and empower the Cement and Land company, its successors or assigns, to construct and maintain one or more piers, docks or wharves into Lake Michigan, in Milwaukee county,

Were severally read a third time and concurred in.

No. 293, A.,

A bill to authorize justices of the peace elected in the several wards of the city of Kewaunee to keep their offices and to perform their duties in any part of said city,

Was recommitted to the committee on Judiciary.

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### SPECIAL ORDER

Being the consideration of

No. 79, A.,

A bill to repeal chapter 347 of the laws of 1887, entitled, "An act to regulate the practice of veterinary medicine and surgery,"

On motion of Senator Kidd,

It was made a special order for Wednesday, April 1, at 10:30 A. M.

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### BILLS ON THEIR THIRD READING.

No. 18, A.,

A bill to amend the charter of the Wisconsin River Improvement Co.,

No. 75, A.,

A bill to authorize the erection of a dam across the Red river in Shawano county, Wis., and to grant certain powers and privileges to persons therein mentioned,

No. 102, A.,

A bill to authorize Lou Graham, E. C. Allen and L. J. Cook, their associates, heirs and assigns to build and main-

tain a dam, piers and booms in and across the Wisconsin river in Oneida county, and to prohibit interference therewith,

No. 223, A.,

A bill to protect the fish in Sturgeon bay,

No. 341, A.,

A bill to authorize the city of Chippewa Falls to issue bonds to fund its floating debt, building a public school-house in 3rd ward, and other purposes,

No. 390, A.,

A bill to appropriate to Michael Wilhelm, a certain sum of money,

No. 559, A.,

A bill to amend chapter 384, laws of 1889, amendatory of the city charter of Marinette.

No. 641, A.,

A bill to amend section 1, of chapter 21, of the laws of 1885, entitled "An act to amend section 1, of chapter 237, laws of 1883, relating to the establishment and maintenance of public watering places,"

No. 686, A.,

A bill to authorize and enable the city of Chippewa Falls to acquire and improve water, electrical and other power for lighting said city and for motive power in running and operating street railways, and for heating its public buildings, and to erect, acquire and maintain gas works for lighting said city, and to acquire, purchase, improve and maintain public parks, to improve and pave the streets of said city, and for other public purposes, and to authorize the issue of bonds therefor,

No. 728, A.,

A bill authorizing C. L. Nelson to build a dock or pier into the waters of Sturgeon Bay, Door county, Wisconsin,

Were severally ordered to a third reading.

The amendments to

No. 8, A.,

A bill relating to liens upon logs, timber, lumber, cordwood, railroad ties, tan and other barks, piling, telegraph poles, telephone poles, fence posts, paving timber, stave bolts and staves,

No. 210, A.,

A bill to provide for a uniform policy of fire insurance to be made and issued in the state of Wisconsin by all insurance companies taking fire risks on property within the state,

Were adopted, and the bills ordered to a third reading.

No. 294, A.,

A bill relating to the city of Kewaunee and to confer upon the common council thereof certain additional powers.

Was recommitted to committee on Judiciary.



On motion of Senator Avery,  
The vote by which  
No. 223, A.,  
Was ordered to a third reading,  
Was reconsidered.

And the bill recommitted to the committee on State Affairs.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 318, S.,

A bill to authorize W. B. Crawford, his heirs and assigns, to erect and maintain a dam on Yellow River in Barron county,

Was ordered engrossed and read a third time.

The amendments to

No. 305, A.,

A bill to authorize Wm. Sauntry, his heirs and assigns, to build or acquire and maintain certain dams across Spruce river, in the county of Douglas, Wisconsin,

No. 335, S.,

A bill to authorize the town of Newport, in Columbia county, to construct and maintain dams and levees along and across the Wisconsin river,

No. 336, S.,

A bill to authorize the village of Kilbourn City, to use the Wisconsin river for water works and other municipal purposes, and improve the navigation thereof,

Were adopted.

And the bills ordered engrossed and read a third time.

The amendments to

No. 123, S.,

A bill to provide for the appointment and to prescribe the duties of a state bank examiner,

Were adopted.

And the bill recommitted to the committee on Judiciary.

No. 1, S.,

A bill for the punishment of habitual criminals,

Was laid over until Tuesday morning.

No. 107, S.,

A bill to suppress foul brood among bees, and making an appropriation therefor,

Was recommitted to the committee on Judiciary.

No. 134, S.,

A bill to amend section 1 of chapter 234 of the laws of 1889, entitled "an act to appropriate to the various agricultural, mechanical and industrial fairs or expositions held within the state of Wisconsin certain sums of money as hereinafter specified,"

Was laid over until Friday.



No. 314, S.,

A bill to amend sections 1584a and 1584b, of the revised statutes of the state of Wisconsin,

Was recommitted to the committee on State Affairs.

No. 232, S.,

A bill to provide for the issuing of common and preferred stock by corporations organized under the laws of the state of Wisconsin.

Was indefinitely postponed.

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### ADJOURNMENT.

On motion of Senator MacBride,

The senate adjourned until Monday evening at 8 o'clock.

MONDAY, MARCH 30th, 8:00 P. M.

Senate met.

The president pro tem. in the chair.

The roll call was dispensed with.

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The Journal of Friday was approved.

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#### RESOLUTIONS INTRODUCED.

By Senator MacBride:

Jt. Res. No. 41, S.,

*Resolved by the senate, the assembly concurring, That* Senator Phipps be granted leave to introduce a bill to change the time of holding terms of the circuit court in the 8th judicial district.

Adopted.

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#### REPORTS OF COMMITTEES.

The committee on Engrossed Bills have examined and find correctly engrossed:

No. 4, S.,

A bill making members of the county board ineligible to serve as trustees of county asylums for the chronic insane,

No. 96, S.,

A bill relating to furnishing supplies of food and other provisions for charitable and other institutions in the county of Milwaukee,

No. 170, S.,

A bill to authorize the city of Milwaukee to issue bonds to the amount of fifty thousand dollars for the purchase of the west one-half of block thirty six, in the Second ward of the city of Milwaukee, for market purposes,

No. 283, S.,

A bill to amend chapter 5, of chapter 184, laws of 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee and the several acts amendatory thereof," and the several acts amendatory thereof, fixing the salaries of the commissioners of public works.

F. T. YAHR,  
Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 140, S.,

A bill to incorporate the city of Colby.

R. J. BURDGE,  
For committee.

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## EXECUTIVE COMMUNICATION.

EXECUTIVE DEPARTMENT,  
*Madison, Wisconsin,*  
MARCH 30th, 1891.

*To the Honorable the Senate:*

The following entitled bills, originating in the senate, have been approved, signed and deposited in the office of the secretary of state:

No. 50, S.,

An act relating to the disposition of homesteads and amendatory of section 2280, chapter 103, revised statutes,

No. 52, S.,

An act to legalize the revised ordinances of the city of Black River Falls,

No. 93, S.,

An act to correct an error in the levy and collection of state tax of the county of Jefferson, for the year 1889,

No. 120, S.,

An act to authorize the removal of bodies buried in a certain cemetery in the town of Rochester, county of Racine,

No. 197, S.,

An act to amend and revise chapter 140, of the laws of Wisconsin for the year 1885, entitled "An act to incorporate the city of Cumberland,"

No. 201, S.,

An act to create a municipal court in and for the county of Langlade,

No. 208, S.,

An act to amend chapter 27, laws of 1889, entitled, "An act to revise, consolidate and amend chapter 127, laws of 1887, entitled, 'An act to incorporate the city of Ashland,'"

No. 244, S.,

An act to revise, consolidate and amend chapter 127 of the laws of the state of Wisconsin for the year 1874, entitled an act to incorporate city of Menasha, and acts amendatory thereof,

No. 310, S.,

An act to amend chapter 113, of the revised statutes, relating to circuit courts.

GEO. W. PECK.

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### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 245, A.,

A bill to amend section 1 of chapter 212 of the laws of 1889, entitled, "An act to amend section 1927 of the revised statutes as amended by chapter 421 of the laws of 1885, relating to town insurance companies,

No. 389, A.,

A bill to amend section 2457 of the revised statutes of 1878 entitled "of county courts," as amended by section 2 of chapter 496 of the laws of 1889, and to repeal chapter 280 of the laws of 1889,

No. 424, A.,

A bill to amend section 497 of the revised statutes relating to appeals from decisions of town boards in regard to school district boundaries,

No. 624, A.,

A bill to aid impecunious litigants,

No. 674, A.,

A bill providing for condemnation of lands in certain cases,

No. 723, A.,

A bill to forbid the manufacture of fraudulent butter and cheese,

No. 768, A.,

A bill to amend section 3769 of chapter 160 of the revised statutes, entitled "of appeals,"

No. 776, A.,

A bill to amend chapter 197 of the laws of 1881, entitled "an act to re-establish a municipal court in Rock county,"

No. 455, A.,

A bill relating to corporations and amendatory of section 1775, revised statutes of Wisconsin, as amended by chapter 133, of the laws of 1881, and chapter 70, of the laws of 1883,

No. 385, A.,

A bill to amend section 3, of chapter 56, of the laws of 1882, relating to the ward boundaries of the city of Oconto,

No. 518, A.,

A bill relating to the opening and closing of polls at every election held in this state in all incorporated cities,

No. 509, A.,

A bill to amend the charter of the city of Kenosha,

No. 834, A.,

A bill to change the boundaries of the towns in Forest county.

And requests the return of

No. 3, A.,

A bill to repeal chapter 449 of the general laws of 1889, relating to the registry of electors,

And has concurred in the senate amendments to

No. 200, A.,

A bill to incorporate the city of Phillips, Price county, Wis.,

And has adopted and asks the concurrence of the senate in Jt. Res. No. 43, A.,

Granting leave to Mr. Putnam to introduce a bill.

And has concurred in

No. 74, S.,

A bill to amend section 700, chapter 37 of the revised statutes of 1878, relating to county officers.

No. 112, S.,

A bill to amend chapter 221 of the laws of 1883, relating to corporations,

No. 209, S.,

A bill to amend section 3968 of the revised statutes, relating to guardians and wards,

No. 284, S.,

A bill to amend section 1, chapter 202, laws of 1882, entitled, "An act in relation to judgments in certain cases,"

No. 285, S.,

A bill for an act relating to the removal of encroachments from highways,

No. 319, S.,

A bill to amend section 593 of the revised statutes for the year 1878, as amended by chapter 266 of the laws of 1880, as amended by section 2 of chapter 202 of the laws of 1881, as amended by section 1 of chapter 35 of the laws of 1883, and chapter 228 of the laws of 1889, relating to fees of county judges.



## ASSEMBLY MESSAGE CONSIDERED.

Nos. 389, 624, 768 and 776, A.,

Were referred to the committee on Judiciary.

Nos. 445, 385 and 509, A.,

Were referred to the committee on Incorporations.

Nos. 424 and 834, A.,

Were referred to the committee on Town and County Organizations.

No. 245, A.,

Was referred to the committee on Finance, Banks and Insurance.

No. 674, A.,

Was referred to the committee on State Affairs.

No. 723, A.,

Was referred to committee on Agriculture.

No. 518, A.,

Was referred to committee on Privileges and Elections.

No. 3, A.,

Was returned to the assembly as requested.

Jt. Res. No. 43, A.,

Was concurred in

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## BILLS READY FOR A THIRD READING.

No. 8, A.,

A bill relating to liens upon logs, timber, lumber, cordwood, railroad ties, tan and other barks, piling, telegraph poles, telephone poles, fence posts, paving timber, stave bolts and staves,

No. 18, A.,

A bill to amend the charter of the Wisconsin River Improvement Co.,

No. 75, A.,

A bill to authorize the erection of a dam across the Red river in Shawano county, Wis., and to grant certain powers and privileges to persons therein mentioned,

No. 102, A.,

A bill to authorize Lou Graham, E. C. Allen and L. J. Cook, their associates, heirs and assigns to build and maintain a dam, piers and booms in and across the Wisconsin river in Oneida county, and to prohibit interference therewith,

No. 210, A.,

A bill entitled, "an act to provide for a uniform policy of fire insurance to be made and issued in this state by all insurance companies taking fire risks on property within the state,"

No. 341, A.,

A bill to authorize the city of Chippewa Falls to issue bonds to fund its floating debt, building a public school house in 3rd ward, and other purposes,

No. 559, A.,

A bill to amend chapter 384, laws of 1889, amendatory to the city charter of Marinette,

No. 641, A.,

A bill to amend section 1, of chapter 21, of the laws of 1885, entitled, "An act to amend section 1, of chapter 237, laws of 1883, relating to the establishment and maintenance of public watering places,"

No. 686, A.,

A bill to authorize and enable the city of Chippewa Falls to acquire and improve water, electrical and other power for lighting said city and for motive power in running and operating street railways, and for heating its public buildings, and to erect, acquire and maintain gas works for lighting said city, and to acquire, purchase, improve and maintain public parks, to improve and pave the streets of said city, and for other public purposes, and to authorize the issue of bonds therefor,

No. 728, A.,

A bill authorizing C. L. Nilson to build a dock or pier into the waters of Sturgeon Bay, Door county, Wisconsin,  
Were severally read a third time and concurred in.

No. 390, A.,

A bill to appropriate to Michael Wilhelm a certain sum of money

Was laid over.

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### BILLS ON THEIR THIRD READING.

No. 322 A.,

A bill relating to the obtaining of patents for swamp and overflowed lands in certain cases,

No. 690, A.,

A bill amending the charter of the city of Antigo,

Were severally ordered to a third reading.

No. 710, A.,

A bill to amend section 491, of the revised statutes, relating to the establishment of free high schools in adjoining towns,

Was laid over.

The senate refused to concur in

No. 114, A.,

A bill relating to the constructing and maintaining fishways in the dams of the Tomorrow or Waupaca rivers in Waupaca and Portage counties

# BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 97, S.,

A bill to provide more adequate facilities of physical and professional training at the Platteville and Whitewater normal schools,

Was recommitted to the committee on Claims.

No. 269, S.,

A bill to amend section 494, as amended by chapter 445, laws of 1879, and chapter 146, laws of 1881, relating to free high schools,

Was ordered engrossed and read a third time.

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## ADJOURNMENT.

On motion of Senator Yahr,  
The senate adjourned.

TUESDAY, MARCH 31, 1891.

The senate met.

President pro tem. Horn in the chair.

Prayer by the Rev. Mr. Updike.

The roll was called and the following senators answered to their names:

Senators Bechtner, Burdge, Clawson, Conner, Falconer, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Price, Taylor, Voss, Woodnorth and Yahr.

Absent with leave — Senators Pratt and Stanchfield.

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The Journal of yesterday was approved.

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#### LEAVE OF ABSENCE

Leave of absence was granted Senators Apple, Avery, Reynolds, Fetzner and Stanchfield until to-morrow morning.

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#### RESOLUTIONS INTRODUCED.

By Senator Miller:

Res. No. 21, S.,

*Resolved*, That the assembly be and they are hereby requested to return to the senate bill No. 493, A., for further consideration.

## REPORTS OF COMMITTEES.

The committee on Enrolled Bills have examined and find correctly enrolled:

No. 11, S.,

A bill to provide for the election, duties, and salary of the register of probate for Winnebago county,

No. 90, S.,

A bill to legalize the acts of D. J. Foster, a justice of the peace in and for St. Croix county,

No. 112, S.,

A bill to amend chapter 221 of the laws of 1883, relating to corporations.

WM. F. VOSS,  
Chairman.

## MESSAGE FROM THE ASSEMBLY.

BY GEO. W. PORTH, chief clerk thereof.

Mr. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 308, A.,

A bill to authorize David Dobie to construct and maintain a dam in Whitefish brook in Sawyer county.

## ASSEMBLY MESSAGE CONSIDERED.

No. 308, A.,

Was referred to the committee on Incorporations.

## BILLS READY FOR A THIRD READING.

Senator Mead moved that

No. 4, S.,

A bill making members of the county board ineligible to serve as trustees of county asylums for the chronic insane,

Be indefinitely postponed.

The ayes and noes being demanded, it was decided in the negative: ayes, 4; noes, 20; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Burdge, Koenitzer, Mead and Woodnorth—4.

Noes—Senators Bechtner, Clawson, Conner, Falconer, Horn, Joiner, Kempf, Kidd, Kingston, Lees, MacBride,



Main, Miller, Nash, Persons, Phipps, Price, Taylor, Voss and Yahr—20.

Absent or not voting—Senators Apple, Avery, Fetzer, Greene, Kennedy, Kroeger, Pratt, Reynolds and Stanchfield—9.

The bill was then read a third time and passed.

No. 96, S.,

A bill relating to furnishing supplies of food and provisions for charitable and other institutions, in the county of Milwaukee,

No. 170, S.,

A bill to authorize the city of Milwaukee to issue bonds to the amount of —— dollars for the purchase of the west one-half of block thirty-six, in the second ward of the city of Milwaukee, for market purposes,

No. 283, S.,

A bill to amend chapter 5, of chapter 184, laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee and the several acts amendatory thereof," and the several acts amendatory thereof, and the several acts amendatory thereof,

Were severally read a third time and passed.

No. 332, A.,

A bill to amend section 389, of the revised statutes, as amended by chapter 30, of the laws of 1883, relating to gifts to the university,

No. 690, A.,

A bill amending the charter of the city of Antigo,

Were read a third time and concurred in.

No. 390, A.,

A bill to appropriate to Michael Wilhelm, a certain sum of money,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 24; noes, none; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Bechtner, Burdge, Clawson, Conner, Falconer, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Price, Taylor, Voss, Woodnorth and Yahr—29.

Noes—None.

Absent or not voting—Senators Apple, Avery, Fetzer, Greene, Kennedy, Kroeger, Pratt, Reynolds and Stanchfield—9.

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### BILLS ON THEIR THIRD READING.

On motion of Senator Falconer,

No. 710, A.,

A bill to amend section 491, of the revised statutes, relat-

ing to the establishment of free high schools in adjoining towns,

Was recommitted to the committee on Education.

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### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

On motion of Senator Main,

No. 1, S.,

A bill for the punishment of habitual criminals,

Was laid over.

On motion of Senator Mead,

No. 250, S.,

A bill to amend chapter 455 of the laws of 1889, entitled,

“An act to prevent deception in the sale of cheese,”

Was laid over.

On motion of Senator Clawson,

No. 200, S.,

A bill relating to the manner of conducting elections, to secure the purity and secrecy of the ballot.

Was recommitted to the committee on Judiciary.

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### COMMUNICATION TO THE LEGISLATURE.

By the Chief Clerk:

Governor and Mrs. Peck will hold a reception at the executive residence this evening. The members of the legislature, their families and friends are cordially invited to attend.

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### SPECIAL ORDER

Being the consideration of the governor's message vetoing

No. 22, S.,

A bill appropriating money to the Wisconsin Veterans' Home at Waupaca,

The question being “shall the bill pass notwithstanding the objection of the governor.”

The ayes and noes being required, it was decided in the negative: ayes, 12; noes, 11; not voting, 10.

The vote was as follows:

Ayes—Senators Bechtner, Burdge, Clawson, Joiner, Kempf, Main, Miller, Persons, Phipps, Price, Taylor and Woodnorth—12.

Noes—Senators Conner, Falconer, Horn, Kingston, Koenitzer, Lees, MacBride, Mead, Nash, Voss, and Yahr—11.

Not voting—Senators Apple, Avery, Fetzer, Greene, Kennedy, Kidd, Kroegeer, Pratt, Reynolds and Stanchfield—10.

Senator Avery was paired with Senator Greene.

Senator Apple was paired with Senator Stanchfield.

Senator Kroeger was paired with Senator Reynolds.

Senator Kidd was paired with Senator Kennedy.

Senators Avery, Kidd, Reynolds and Stanchfield would have voted aye.

Senators Apple, Greene, Kennedy and Kroeger would have voted no.

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#### ADJOURNMENT.

On motion of Senator Clawson,  
The senate adjourned.

WEDNESDAY, APRIL 1st, 1891.

The Senate met.

The president pro tem. in the chair.

Prayer by the Rev. Mr. Updike.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kidd, Kingston, Koenitzer, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 30.

Absent with leave — Senators Kroeger and Pratt — 2.

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The Journal of yesterday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senator Reynolds, until Friday.

To Senator Yahr until Monday evening.

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#### EXECUTIVE COMMUNICATION.

EXECUTIVE DEPARTMENT,  
*Madison, Wisconsin,*  
APRIL 1st, 1891.

*To the Honorable, the Senate:*

The following entitled bills, originating in the senate, have been approved, signed and deposited in the office of the secretary of state:

No. 11, S.,

An act to repeal chapter 202, laws of 1887, entitled "an act to provide for the appointment and duties of the register of probate of Winnebago county, and also to repeal chapter 214, of the laws of 1889, entitled 'an act to provide a salary for the register of probate of Winnebago county, and to provide for the election, duties and salary of the register of probate for Winnebago county, Wisconsin,' "

No. 90, S.,

An act to legalize the acts of D. J. Foster, a justice of the peace within and for St. Croix county,

No. 112, S.,

An act to amend chapter 221 of the laws of 1883, relating to corporations,

No. 140, S.,

An act to incorporate the city of Colby.

GEO. W. PECK.

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### RESOLUTIONS INTRODUCED.

By Senator Mac Bride:

Jt. Res. No. 42, S.,

*Resolved by the senate, the assembly concurring,* That Senator Woodnorth be allowed to introduce a bill for an appropriation of \$50,500 for the Wisconsin Veterans' Home at Waupaca, Wisconsin.

Adopted.

By Senator Lees:

Jt. Res. No. 43, S.,

*Resolved by the senate, the assembly concurring,* That Senator Clawson be granted leave to introduce a bill providing for the publication of the session laws in their numerical order by the newspapers of the state.

Lies over.

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### REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,

No. 294, A.,

A bill relating to the city of Kewaunee and to confer upon the common council thereof certain additional powers,

No. 293, A.,

A bill to authorize justices of the peace elected in the several wards of the city of Kewaunee to keep their offices and to perform their duties in any part of said city,

Have had the same under consideration and have instructed me to report the same back with the recommendation that they be concurred in.



No. 624, A.,

A bill to aid impecunious litigants,

With amendment, and recommend that it be concurred in when so amended.

No. 46, S.,

A bill to amend section 1165 of the annotated statutes, relating to land sold for taxes,

No. 243, S.,

A bill to confer upon the heirs, executors and administrators of Bertel Jensen the right to begin, maintain and prosecute certain actions and suits at law and in equity therein mentioned,

With the recommendation that they be indefinitely postponed.

No. 27, A.,

A bill to protect all citizens in their civil and legal rights,

With the recommendation that it be non-concurred in.

R. J. MACBRIDE,  
Acting Chairman.

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The joint committee on Charitable and Penal Institutions, to whom was referred,

No. 118, S.,

A bill relating to the management of county asylums for the chronic insane,

No. 337, S.,

A bill to authorize Winnebago county to construct a sewer across the grounds of the Northern Hospital,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do pass.

No. 178, S.,

A bill to authorize the state board of supervision to construct fire escapes on the northern hospital for the insane and state hospital for insane, and to appropriate money therefor,

With amendments and recommends its passage when so amended.

No. 176, S.,

A bill to provide for the custody, training and education of the feeble minded and idiotic, and to appropriate money therefor,

No. 317, S.,

A bill to establish a home for inebriates, and to appropriate money therefor,

With the recommendation they be severally referred to a committee of one, consisting of the senator from the 5th district.

So ordered.

No. 162, S.,

A bill for the protection of persons alleged to be insane,

No. 163, S.,

A bill forbidding the commitment of insane persons to jails and police stations,

With the recommendation that they be indefinitely postponed.

No. 654, A.,

A bill relating to prisons and their discipline and management,

With the recommendation that it be concurred in.

M. C. MEAD,  
Chairman.

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The joint committee on Printing, to whom was referred,

No. 734, A.,

A bill providing for the distribution of public documents, Have had the same under consideration, and have instructed me to report the same back with an amendment and recommend its passage when so amended.

No. 468, A.,

A bill to repeal chapter 51, of laws of 1883, relating to the preparation of an index to the session laws of the year 1883, and to the laws thereafter enacted and published,

With the recommendation that it be indefinitely postponed.

C. A. KOENITZER,  
Chairman Senate.

W. V. McMULLEN,  
Chairman Assembly.

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The committee on Incorporations, to whom was referred,

No. 385, A.,

A bill to divide the south ward of the city of Oconto,

No. 730, A.,

A bill to amend the city charter of Sturgeon Bay, Door county, Wisconsin,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be severally concurred in.

No. 321, A.,

A bill to amend section 3 of sub chapter 5 of chapter 164, of laws of Wisconsin for year 1885, entitled "an act to revise the charter of city of Chippewa Falls,"

With the recommendation that it be non-concurred in.

R. J. MACBRIDE,  
Chairman.

The committee on Legislative Expenditures, to whom was referred

No. 257, S.,

A bill to prescribe the number and duties of the legislative employes, fixing their compensation and providing for the printing of all bills, memorials, joint resolutions and the journals of each house,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

HENRY CONNER,  
Chairman.

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The committee on Apportionment, to whom was referred,  
No. 135, S.,

A bill to apportion the state into congressional districts,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass, and ask that the bill be printed.

WALTER S. GREENE,  
Chairman.

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So ordered.

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The committee on Engrossed Bills have examined and find correctly engrossed:

No. 269, S.,

A bill to amend section 494, as amended by chapter 445, laws of 1879, and chapter 146, laws of 1881, relating to free high schools,

No. 305, S.,

A bill in relation to persons and corporations offering premiums for testing the speed of horses, and to prevent the fraudulent entering of horses to compete for such premiums,

No. 318, S.,

A bill to authorize W. B. Crawford, his heirs and assigns, to erect and maintain a dam on Yellow River in Barron county,

No. 335, S.,

A bill to authorize the town of Newport, in Columbia county, to construct and maintain dams and levees along and across the Wisconsin river,

No. 336, S.,

A bill to authorize the village of Kilbourn City, to use the Wisconsin river for water works and other municipal purposes, and improve the navigation thereof.

F. T. YAHR,  
Chairman.

The committee on Enrolled Bills have examined and find correctly enrolled:

No. 74, S.,

A bill to amend section 200, chapter 37 of the revised statutes of 1878, relating to county officers,

No. 209, S.,

A bill to amend section 3968 of the revised statutes relating to guardians and wards,

No. 284, S.,

A bill to amend section 1, chapter 202, laws of 1882, entitled, "An act in relation to judgments in certain cases,"

No. 285, S.,

A bill for an act relating to the removal of encroachments from highways,

No. 319, S.,

A bill to amend section 593 of the revised statutes for the year 1878, as amended by chapter 266 of the laws of 1880, as amended by section 2 of chapter 202 of the laws of 1881, as amended by section 1 of chapter 35 of the laws of 1883, and chapter 228 of the laws of 1889, relating to fees of county judges.

WM. F. VOSS,  
Chairman.

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On motion of Senator Conner,

No. 257, S.,

Was recommitted to committee on Legislative Expenditures.

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## MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 109, A.,

A bill to permit the building of a wagon bridge across Black river, in the county of La Crosse,

No. 155, A.,

A bill to amend chapter 134, of the laws of 1889, relating to the charter of the city of Onalaska,

No. 166, A.,

A bill to amend chapter 319 of the laws of 1887, entitled, "An act relating to forms for and statements of licensed insurance companies, and amendatory of section 1971 of the revised statutes, entitled, 'Of insurance corporations,'"

No. 369, A.,

A bill relating to sale of lands by executors, administrators and guardians, and amendatory of sections 3876, 3877, 3998 and 3999, of the revised statutes,

No. 393, A.,

A bill to amend chapter 244 of the laws of 1889, relating to improvement of streets in the city of Madison,

No. 406, A.,

A bill relating to public lands and providing for the protection from trespass on public lands, repealing sections 238, 239 and 241 of the revised statutes of 1870, and chapter 444 of the laws of 1885,

No. 491, A.,

A bill to appropriate to Warren J. Lander, a sum of money therein named,

No. 532, A.,

A bill for the preservation of fish in Rock Lake, Jefferson county,

No. 692, A.,

A bill to amend section 2426, revised statutes of 1878, entitled "an act relating to courts of record,"

No. 767, A.,

A bill to amend section 4031, of chapter 175, of the revised statutes, entitled, "Of appeals and miscellaneous provisions,"

No. 795, A.,

A bill to amend chapter 49 of the laws of 1887, entitled, "an act to incorporate the city of Onalaska,"

No. 415, A.,

A bill relating to the city of Marshfield, Wis., and codifying, consolidating the act of incorporation and all acts amendatory thereof and repealing all other acts relating thereto,

No. 215, A.,

A bill appropriating to Phillip Rossman and W. H. Mead, certain sums of money therein named,

No. 511, A.,

A bill to authorize the city of Watertown to issue bonds to pay its indebtedness, and to compromise and settle claims made against said city,

No. 592, A.,

A bill to amend section 2262, of the revised statutes of 1878, entitled, "An act relating to the recording of plats."

And returns as requested,

No. 493, A.,

A bill to authorize the common council of the city of Menomonie, to create a sinking fund for certain purposes therein named.

And has concurred in

Jt. Res. No. 41, S.,

Granting leave to Senator Phipps to introduce a bill to change the time of holding terms of the circuit court in the 8th judicial district,



No. 41, S.,

A bill to vacate a part of Elm street in the city of West Bend,

No. 104, S.,

A bill to establish a ferry across Lake St. Croix, at Hudson,

No. 119, S.,

A bill to authorize James Lindeman, his associates, heirs and assigns, to construct and maintain a dam across "Oak Creek," in the county of Milwaukee,

No. 125, S.,

A bill to fix the time of holding the circuit court in the county of Green Lake,

No. 137, S.,

A bill to correct an error in the levy and collection of state tax for the year 1890, in the county of Portage,

No. 160, S.,

A bill authorizing the county judge of Winnebago county to employ a phonographic reporter in probate cases,

No. 222, S.,

A bill to amend the charter of the city of Plymouth and the several acts amendatory thereof,

No. 292, S.,

A bill to authorize the city of Menomonie to appropriate a sum of money.

And has concurred in the senate amendments to

No. 8, A.,

A bill relating to liens upon logs, timber, lumber, cordwood, railroad ties, tan and other barks, piling, telegraph poles, telephone poles, fence posts, paving timber, stave bolts and staves,

No. 210, A.,

A bill entitled, "an act to provide for a uniform policy of fire insurance to be made and issued in this state by all insurance companies taking fire risks on property within the state,"

No. 220, A.,

A bill to reduce the rate of interest on tax sale certificates and amendatory of section 1165, of the revised statutes, entitled, "of lands sold for taxes,"

No. 362, A.,

A bill to authorize James Meiklejohn and W. H. Hatten, co-partners, as Meiklejohn & Hatten, to maintain a dam on the Little Wolf river in Waupaca county,

No. 556, A.,

A bill to organize the town of Amberg, in Marinette county.

And has refused to concur in,

No. 110, S.,

A bill to amend section 4415, of the revised statutes, as amended by chapter 67, of the laws of 1880, and chapter 278, of the laws of 1887, relating to the crime of larceny,

No. 185, S.,

A bill to amend chapter 181, of the laws of 1883, entitled, "An act to revise, consolidate and amend chapter 57, of the laws of 1874, entitled, 'An act to incorporate the city of Columbus,' and the several acts amendatory thereof,"

And has concurred in,

Jt. Res. No. 42, S.,

Allowing Senator Woodnorth to introduce a bill relating to Wisconsin veteran's home at Waupaca.

And has adopted and asks the concurrence of the senate in,

Jt. Res. No. 44, A.,

Granting leave to Mr. Jennings to introduce a bill.

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### ASSEMBLY MESSAGE CONSIDERED.

On motion of Senator Price,

The rules were suspended, and

No. 415, A.,

Was taken up for consideration.

Senator Price offered the following amendments:

Amendment to bill No. 415, A.,

Amend by inserting after the word "designate," in the third line of page 3 of the printed bill, the words, "but the annual election for city and ward officers in the year 1891 shall be held on the third Tuesday of April, 1891."

Amend by striking out the word "first" where it appears in the fourth line of chapter 6, page 24, of printed bill, and insert in lieu thereof the word "third," also to insert after the word "thereafter," in line 5 of chapter 6, page 24 of the printed bill, the words "on the first Tuesday in April,"

Which were adopted, and the bill read a third time and concurred in.

Nos. 155, 393, 511, and 705, A.,

Were referred to the committee on Incorporations.

Nos. 369, 692 and 767, A.,

Were referred to the committee on Judiciary.

Nos. 406 and 592, A.,

Were referred to the committee on State Affairs.

Nos. 215 and 491, A.,

Were referred to the General File.

No. 109, A.,

Was referred to committee on Town and County Organizations.

No. 166, A.,

Was referred to the committee on Finance, Banks and Insurance.

No. 532, A.,

Was referred to the committee on Agriculture.

On motion of Senator Miller,

The vote by which

No. 493, A.,

Was concurred in, was, by unanimous consent, reconsidered.

Senator Miller, by unanimous consent, offered the following amendment:

Amend the title of No. 493, A., so as to read as follows:

To authorize the common council of the city of Memoninee to appropriate certain moneys in the city treasury to purchase a site for a city building or place the same in the general fund.

Which was adopted, and the bill read a third time and concurred in.

Jt. Res. No. 44, A.,

Was laid over.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

The amendments to

No. 1, S.,

A bill for the punishment of habitual criminals,

Were adopted.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 20; noes, 8; absent or not voting, 5.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Horn, Kidd, Koenitzer, MacBride, Main, Mead, Miller, Phipps, Price, Stanchfield, Taylor, Voss and Woodnorth—20.

Noes—Senators Fetzer, Joiner, Kempf, Kingston, Lees, Nash, Persons and Yahr—8.

Absent or not voting—Senators Greene, Kennedy, Kroeger, Pratt and Reynolds—5.

The bill was then ordered engrossed and read a third time.

On motion of Senator Clawson,

The rules were suspended, and

No. 1, S.,

Was read a third time and passed.

On motion of Senator Greene,

No. 250, S.,

A bill to amend chapter 455 of the laws of 1889, entitled,  
"An act to prevent deception in the sale of cheese,"

Was laid over until Wednesday, April 8th.

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ADJOURNMENT.

On motion of Senator Mead,

The senate adjourned.

THURSDAY, APRIL 2d, 1891.

The senate met.

The president pro tem. in the chair.

Prayer by the Rev. Mr. Updike.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzner, Greene, Horn, Joiner, Kidd, Kingston, Koenitzer, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Price, Stanchfield, Taylor, Voss and Woodnorth—23.

Absent with leave—Senators Kempf, Kennedy, Kroeger, Pratt and Yahr—5.

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The Journal of Wednesday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senator Reynolds indefinitely.

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#### RESOLUTIONS INTRODUCED.

By Senator Greene:

Jt. Res. No. 44, S.,

*Resolved by the senate, the assembly concurring,* That Senator P. J. Clawson be authorized to introduce a bill to amend chapter 238, laws of 1882, entitled, "an act to incorporate the city of Monroe and acts amendatory thereof."

Adopted.



By Senator Main:

Jt. Res. No. 45, S.,

*Resolved by the senate, the assembly concurring,* That permission be and hereby is granted to the State Historical Society of Wisconsin, as the trustee of the state, to exhibit at the forthcoming World's Fair in Chicago, in connection with the proposed exhibit from this state, such portions of its collections and in such manner and upon such conditions as may be agreed upon between said society and the Wisconsin board of world's fair managers.

Adopted.

By Senator Greene:

Res. No. 22, S.,

*Resolved,* That the chief clerk of the senate ascertain and report to the senate, for its information, the condition of business in this body.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Woodnorth:

No. 338, S.,

A bill to appropriate to the Wisconsin Veterans' Home at Waupaca, a certain sum of money.

To committee on Claims.

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### REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,

No. 776, A.,

A bill to amend chapter 197, of the laws of 1881, entitled, "an act to re establish a municipal court in Rock county,"

No. 768, A.,

A bill to amend section 3769, of chapter 160, of the revised statutes, entitled, "Of appeals,"

No. 748, A.,

A bill to amend chapter 493, of the laws of Wisconsin, for the year 1889, entitled, "An act to regulate the manner of drawing petit jurors in certain counties,"

No. 337, A.,

A bill to provide for the punishment of owners of vicious dogs,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

No. 298, A.,

A bill to amend chapter 468, of laws of 1889, entitled, "an act to amend chapter 441 of laws of 1887, entitled, 'an act to extend the lien law of the state,'"

With the recommendation that it be referred to the committee on Agriculture.

R. J. MACBRIDE,  
Acting Chairman.

So ordered.

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The committee on Assessment and Collection of Taxes, to whom was referred,

No. 214, A.,

A bill to repeal sections 1053 and 1054, of the revised statutes, relating to the assessment of taxes,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 737, A.,

A bill to exempt certain property from taxation, and amendatory of section 1038 of the revised statutes,

And recommend its indefinite postponement because said section has already been so amended in the session laws of 1889, chapter 363.

No. 168, S.,

A bill to repeal chapter 201, of the laws of 1889, and restore chapter 241, of the laws of 1880,

And recommend its indefinite postponement.

FRED W. HORN,  
Chairman.

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The committee on Agriculture, to whom was referred,

No. 532, A.,

A bill for the preservation of fish in Rock Lake, Jefferson county,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that the same be concurred in.

ADAM APPLE,  
Chairman.

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The committee on State Affairs, to whom was referred,

No. 88, S.,

A bill to provide for a State Board of World's Fair Managers of Wisconsin, and to make an appropriation therefor,

Have had the same under consideration, and instructed me to report the same back with amendments, and recommend its passage when so amended.

No. 314, S.,

A bill to amend sections 1584a and 1584b, of the revised statutes of the state of Wisconsin,

No. 147, S.,

A bill providing for an appropriation to the Columbian exposition,

No. 36, S.,

A bill to appropriate a certain sum of money herein named, and to provide for a commission for the World's Fair in 1893,

No. 221, S.,

A bill in relation to the deposit of state funds in the banks of this state, and also regarding the salary to be paid to future state treasurers in the state of Wisconsin,

With the recommendation that they be severally indefinitely postponed.

No. 248, S.,

A bill to amend section 695, as amended by chapter 149, laws of 1885, relating to county boards,

No. 108, S.,

A bill fixing the time in which it shall be unlawful to hunt wild deer in Ashland, Bayfield and Douglas counties, With the recommendation that they do pass.

No. 74, A.,

A bill to relieve members of the Life Saving and Lighthouse service from the payment of poll tax,

No. 257, A.,

A bill to repeal section 7 of chapter 443, of the laws of 1889, relating to preservation of game,

No. 208, A.,

A bill to provide fishways in dams and other obstructions on the Brule river, in Douglas county,

No. 169, A.,

A bill to repeal section 2 of chapter 520, laws of 1887, in relation to fishing industries,

No. 310, A.,

A bill for the preservation of fish in Trout run, in Jackson county,

No. 681, A.

A bill to regulate booming of logs at Beef Slough, and prescribing charges therefor,

No. 535, A.,

A bill for the protection of quail,

No. 788, A.,

A bill relating to the destruction of noxious weeds, and amendatory of chapter 432 of the laws of 1889,

With the recommendation that they be severally concurred in.

FRED. W. HORN,  
Acting Chairman.

The joint committee on Charitable and Penal Institutions, to whom was referred,

No. 177, S.,

A bill to establish an intermediate prison and to appropriate money therefor.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed,

Senator Bechtner and Assemblymen Brown and Pierron dissenting.

M. C. MEAD,  
Chairman.

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The committee on Roads and Bridges, to whom was referred,

No. 248, A.,

A bill to permit the building of a wagon bridge across Black river in the counties of La Crosse and Trempealeau,

No. 578, A.,

A bill to legalize all and every highway in the town of Chilton, Calumet county and state of Wisconsin, laid out, or which have become so by use, prescription or dedication, as worked by said town as a highway previous to December 30th, A. D. 1873,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

JOHN FETZER,  
Chairman.

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The committee on Claims, to whom was referred

No. 97, S.,

A bill to provide more adequate facilities of physical and professional training at the Platteville and Whitewater normal schools,

Have had the same under consideration, and have instructed me to report the same back with amendments, and with the recommendation that it do pass when so amended.

No. 264, S.,

A bill to appropriate to the Wisconsin State Firemen's Association a sum of money therein named,

With the recommendation that it do pass.

No. 44, S.,

A bill to appropriate to Thomas Anderson a certain sum of money,

No. 82, S.,

A bill to authorize the state board of supervision to purchase a tract of land adjoining the school for the blind, and appropriating money therefor,

No. 69, A.,

A bill to repeal chapter 467, of the laws of 1885, entitled, "an act to suppress and prevent the spread of infectious and contagious diseases among domestic animals, and to provide for the appointment of a state veterinarian,"

With the recommendation that they be indefinitely postponed.

Messrs. Warner and Burke dissenting as to 97, S., and 69, A.

WM. F. NASH,  
Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 41, S.,

A bill to vacate a part of Elm street in the city of West Bend,

No. 104, S.,

A bill to establish a ferry across Lake St. Croix, at Hudson,

No. 119, S.,

A bill to authorize James Lindeman, his associates, heirs and assigns, to construct and maintain a dam across "Oak Creek," in the county of Milwaukee,

No. 125, S.,

A bill to fix the time of holding the circuit court in the county of Green Lake,

No. 137, S.,

A bill to correct an error in the levy and collection of state tax for the year 1890, in the county of Portage,

No. 160, S.,

A bill authorizing the county judge of Winnebago county to employ a phonographic reporter in probate cases,

No. 222, S.,

A bill to amend the charter of the city of Plymouth and the several acts amendatory thereof,

No. 292, S.,

A bill to authorize the city of Menomonie to appropriate a sum of money.

WM. F. VOSS,  
Chairman.

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On motion of Senator Price,

The assembly was requested to return

No. 415, A.,

A bill relating to the city of Marshfield, Wis., and codifying, consolidating the act of incorporation and all acts amendatory thereof, and repealing all other acts relating thereto,

To the senate for further consideration.



## EXECUTIVE COMMUNICATION.

EXECUTIVE DEPARTMENT,  
*Madison, Wisconsin,*  
 APRIL 2, 1891.

*To the Honorable, the Legislature:*

I have the honor to report that I have received from John Hunner, state treasurer, a statement that he has received from the banks interest on the public funds deposited therein, for the month of March, the sum of four thousand two hundred and eighty-two dollars and thirty-seven cents (\$4,282.37).

The total moneys received as interest on the daily balances of state funds so deposited from the fifth day of January, 1891, to April 1st, 1891, amounts to eight thousand six hundred and twenty-three dollars and forty-eight cents (\$8,623.48).

The interest so received has been credited to the funds to which it belongs, as follows:

## AGRICULTURAL COLLEGE FUND.

For January .....	\$19 62
February .....	32 56
March .....	29 77
	<hr/>
	\$81 95
	<hr/>

## UNIVERSITY FUND.

For January .....	\$8 92
February .....	149 45
March .....	164 95
	<hr/>
	\$323 82
	<hr/>

## NORMAL SCHOOL FUND.

For January .....	\$317 49
February .....	366 35
March .....	505 62
	<hr/>
Total .....	\$1,189 46
	<hr/>

## GENERAL FUND.

For January .....	Nothing.
February .....	\$757 50
March .....	911 40
	<hr/>
Total .....	\$1,668 90
	<hr/>

## SCHOOL FUND.

For January .....	\$683 70
February .....	2,005 02
March .....	2,670 63
	<hr/>
Total .....	\$5,359 35
	<hr/>
Grand Total .....	\$8,623 48
	<hr/>

GEO. W. PECK.

## MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof.

Mr. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 549, A.,

A bill to amend section 764 of the revised statutes of 1878, to provide for the fees of register of deeds in all counties whose population exceeds one hundred and fifty thousand inhabitants.

No. 495, A.,

A bill to amend section 1561, of the revised statutes, relating to drunkenness,

No. 264, A.,

A bill to amend section 2039 of the revised statutes of this state, as amended by chapter 551 of the laws for the year 1887, relating to charitable trusts,

No. 265, A.,

A bill to amend section 4445 of the revised statutes of 1878, relating to offenses against property,

No. 421, A.,

A bill relating to the election of officers of villages and amendatory of section 875 of the revised statutes, as amended by chapter 16, laws of 1889,

No. 433, A.,

A bill relating to the publication of the Blue Book, and amending certain acts.

And has concurred in

No. 19, S.,

A bill to prevent deception in the sale and use of imitation of dairy products,

No. 30, S.,

A bill to amend section 1222a, of the annotated statutes, in relation to telephone licenses,

No. 55, S.,

A bill to appropriate to the Wisconsin Dairymen's Association a sum of money therein named,

No. 231, S.,

A bill to amend section 904 of chapter 40 of the revised statutes of 1878, entitled, "of villages,"

And has amended and concurred in as amended,

No. 151, S.,

A bill to establish terms of court for the 15th judicial circuit,

And has concurred in the senate amendment to

No. 415, A.,

A bill relating to the city of Marshfield, Wis., and codifying, consolidating the acts of incorporation and all acts

amendatory thereof, and repealing all other acts relating thereto.

And has agreed to the senate amendment to the title of No. 493, A.,

A bill to authorize the common council of the city of Menomonie, to appropriate certain moneys in the city treasury, to purchase a site for a city building, or place the same in the general fund.

And has adopted and asks the concurrence of the senate in Jt. Res. No. 46, A.,

Requesting the return of bill No. 4, A., from the hands of the governor.

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### ASSEMBLY MESSAGE CONSIDERED.

No. 549, A.,

Was referred to the Milwaukee Delegation.

Nos. 495 and 264, A.,

Were referred to the committee on Charitable and Penal Institutions.

No. 265, A.,

Was referred to committee on Judiciary.

No. 421, A.,

Was referred to the committee on Incorporations.

No. 433, A.,

Was referred to committee on Legislative Expenditures.

The assembly amendments to

No. 151, S.,

Were concurred in.

Jt. Res. No. 36, A.,

Was concurred in.

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### RESOLUTIONS CONSIDERED.

Jt. Res., No. 42, S.,

Permitting Senator Clawson to introduce a bill,

Was adopted.

Jt. Res., No. 44, A.,

To permit Mr. Jennings to introduce a bill,

Was laid upon the table.

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### BILLS READY FOR A THIRD READING.

No. 269, S.,

A bill to amend section 494, as amended by chapter 445, laws of 1879, and chapter 146, laws of 1881, relating to free high schools,

No. 305, S.,

A bill in relation to persons and corporations offering premiums for testing the speed of horses, and to prevent the fraudulent entering of horses to compete for such premiums,

No. 318, S.,

A bill to authorize W. B. Crawford, his heirs and assigns, to erect and maintain a dam on Yellow river in Barron county,

No. 335, S.,

A bill to authorize the town of Newport, in Columbia county, to construct and maintain dams and levees along and across the Wisconsin river,

No. 336, S.,

A bill to authorize the village of Kilbourn City, to use the Wisconsin river for water works and other municipal purposes, and improve the navigation thereof.

Were severally read a third time and passed.

On motion of Senator Taylor,

The clerk was instructed to correct the title of

No. 318, S.,

To correspond with the body of the bill.

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#### BILLS ON THEIR THIRD READING.

No. 27, A.,

A bill to protect all citizens in their civil and legal rights,

No. 321, A.,

A bill to amend section 3 of sub chapter 5 of chapter 164, of laws of Wisconsin for year 1885, entitled "an act to revise the charter of city of Chippewa Falls,"

Were non-concurred in.

No. 468, A.,

A bill to repeal chapter 51, of laws of 1883, relating to the preparation of an index to the session laws of the year 1883, and to the laws thereafter enacted and published,

Was indefinitely postponed.

No. 215, A.,

A bill to appropriate to Philip Rossman a sum of money therein named,

No. 385, A.,

A bill to divide the south ward of the city of Oconto,

No. 491, A.,

A bill to appropriate to Warren J. Lander, a sum of money therein named,

No. 654, A.,

A bill to amend section 4937, of chapter 201, of the revised statutes of 1878, entitled "Prisons and their discipline and management,"

No. 734, A.,

A bill providing for the distribution of public documents,  
Were severally ordered to a third reading.

No. 293, A.,

A bill to authorize justices of the peace elected in the several wards of the city of Kewaunee to keep their offices and to perform their duties in any part of said city,

No. 294, A.,

A bill relating to the city of Kewaunee and to confer upon the common council thereof certain additional powers,

Were recommitted to the committee on Judiciary.

The amendments to

No. 624, A.,

A bill to aid impecunious litigants,

Were adopted and the bill ordered to a third reading.

Senator Fetzner offered the following amendment to

No. 730, A.,

A bill to amend the city charter of Sturgeon Bay, Door county, Wisconsin,

Amend section 5 by striking out the figure 5 in the third line of the amendment, and insert in lieu thereof the word two, so that the section reads when so amended:

Section 5. For the purpose of holding the charter election this spring two days shall be considered legal notice, but this shall not be construed to effect elections in the future.

Which was adopted.

On motion of Senator Fetzner,

The rules were suspended, and the bill read a third time and concurred in.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 118, S.,

A bill relating to the management of county asylums for the chronic insane,

Was ordered engrossed and read a third time.

No. 162, S.,

A bill for the protection of persons alleged to be insane,

No. 163, S.,

A bill forbidding the commitment of insane persons to jails and police stations,

Were laid over until Tuesday, April 7.

No. 178, S.,

A bill to authorize the state board of supervision to construct fire escapes on the northern hospital for the insane and state hospital for insane, and to appropriate money therefor,

Was recommitted to the committee on Claims.



No. 46, S.,

A bill to amend section 1165 of the annotated statutes, relating to land sold for taxes,

No. 243, S.,

A bill to confer upon the heirs, executors and administrators of Bertel Jensen the right to begin, maintain and prosecute certain actions and suits at law and in equity therein mentioned,

Were indefinitely postponed.

On motion of Senator Mead,

The rules were suspended, and

No. 337, S.,

A bill to authorize Winnebago county to construct a sewer across the grounds of the Northern Hospital,

Was read a third time and passed.

### SPECIAL ORDER

Being the consideration of

No. 79, A.,

A bill to repeal chapter 347 of the laws of 1887, entitled, "An act to regulate the practice of veterinary medicine and surgery."

Senator Clawson moved that the bill be indefinitely postponed.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 17; noes, 10; absent or not voting, 6.

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Clawson, Conner, Fetzner, Horn, Joiner, Kidd, Koenitzer, Main, Miller, Nash, Persons, Phipps, Price and Taylor—17.

Noes—Senators Apple, Falconer, Greene, Kingston, Lees, MacBride, Mead, Stanchfield, Voss and Woodnorth—10.

Absent or not voting—Senators Kempf, Kennedy, Kroeger, Pratt, Reynolds and Yahr—6.

The chief clerk read the following, showing the status of business in the senate:

Whole number of bills introduced.....		337
Indefinitely postponed.....	70	
Dead heads never reported.....	42	
Bills in the hands of committees.....	98	
Reported correctly enrolled.....	46	
Senate bills now in the assembly.....	62	
In general file.....	19	337
	<u>==</u>	<u>==</u>
Assembly bills in the hands of senate committees.....		89

### ADJOURNMENT.

On motion of Senator Voss,  
The senate adjourned.

FRIDAY, APRIL 3, 1891.

The senate met.

The president pro tem. in the chair.

Prayer by the Rev. Mr. Updike.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr—30.

Absent with leave—Senators Kroeger, Pratt and Reynolds—3.

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### LEAVE OF ABSENCE

Leave of absence was granted Senators Kempf and Kingston until Tuesday morning.

To Senators Conner, Falconer, Joiner, Kidd, Lees and Persons until Wednesday morning.

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The Journal of Thursday was approved.

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### RESOLUTIONS INTRODUCED.

By Senator Kennedy:

Jt. Res. No. 46, S.,

*Resolved by the senate, the assembly concurring, That permission be granted to Senator Conner to introduce a bill to change the time of holding terms of the circuit court in the sixth judicial circuit.*

Adopted.

By Senator Phipps:

Jt. Res. No. 47, S.,

*Resolved by the senate, the assembly concurring,* That when the legislature adjourn, it adjourn until Wednesday morning, April 8th, at 10 o'clock.

Adopted.

By Senator Lees:

Jt. Res. No. 48, S.,

*Resolved by the senate, the assembly concurring,* That Senator Kingston be granted leave to introduce a bill to amend section 6 of chapter 96 of the laws of 1891, entitled, "an act to create a municipal court in and for the county of Langlade."

Adopted.

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## REPORTS OF COMMITTEES.

The committee on Railroads, to whom was referred,  
No. 330, S.,

A bill to authorize the Kickapoo Valley & Northern Railway company to construct and maintain a bridge across the Wisconsin river at or near the village of Wauzeka, in the county of Crawford,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 116, S.,

A bill to encourage the construction of the Bee Line and Superior railway,

No. 303, S.,

A bill to increase the fees to be paid by sleeping car companies,

No. 306, S.,

A bill entitled, "An act to regulate the transportation of grain by railroad corporations,"

With the recommendation that they be indefinitely postponed.

No. 184, S.,

A bill for an act to limit the rate of speed of railroad trains in cities and incorporated villages,

With amendments, and recommend its passage when so amended.

Jt. Res. No. 33, A.,

In relation to license fees of railway and sleeping car companies,

With the recommendation that it be concurred in.

WALTER S. GREENE,

Chairman.

The committee on Town and County Organizations, to whom was referred,

No. 834, A.,

A bill to change the boundaries of the towns of Forest county,

No. 45, A.,

A bill to authorize the county of Portage to borrow money of the state,

Have had the same under consideration and have instructed me to report the same back with the recommendation that they be concurred in.

J. T. KINGSTON, JR.,

Chairman.

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The committee on Engrossed Bills have examined and find correctly engrossed:

No. 118, S.,

A bill relating to the management of county asylums for the chronic insane.

ROBT. LEES,

Acting Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 19, S.,

A bill to prevent deception in the sale and use of imitation of dairy products,

No. 30, S.,

A bill to amend section 1222, A., of the annotated statutes, in relation to telephone licenses,

No. 55, S.,

A bill to appropriate to the Wisconsin Dairymen's association a sum of money therein named,

No. 151, S.,

A bill to establish terms of court for 15th circuit,

No. 231, S.,

A bill to amend section 901 of chapter 40 of the revised statutes of 1878, entitled, "of villages."

WM. F. VOSS,

Chairman.

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On motion of Senator Kingston,

The rules were suspended, and

No. 834, A.,

Was read a third time and concurred in.

## MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 246, A.,

A bill to authorize the Commercial Bridge company, its successors and assigns, to build and maintain a free wagon, foot or railroad bridge over and across the waters of Sturgeon bay between the city of Sturgeon Bay and the village of Bay View, in the county of Door, state of Wisconsin,

No. 356, A.,

A bill to provide for the registry in probate for Green Lake county,

No. 428, A.,

A bill relating to the compensation of the officiating chaplains of the senate and assembly,

No. 490, A.,

A bill to amend the charter of the city of Green Bay,

No. 783, A.,

A bill to permit the erection of monuments in the capitol park,

No. 843, A.,

A bill to appropriate a sum of money to persons therein named for expenses incurred as legislative visiting committee to state institutions.

And has amended and concurred in as amended,

No. 96, S.,

A bill relating to furnishing supplies of food and provisions for charitable and other institutions, in the county of Milwaukee.

And returns, as requested,

No. 415, A.,

A bill relating to the city of Marshfield, Wis., and codifying, consolidating the acts of incorporation and all acts amendatory thereof, and repealing all other acts relating thereto.

And has concurred in the senate amendments to

No. 449, A.,

A bill to promote school attendance and restrain truancy,

No. 730, A.,

A bill to amend the city charter of Sturgeon Bay, Door county, Wis.

And has concurred in,

Jt. Res. No. 46, S.,

Permitting Senator Conner to introduce a bill.

Jt. Res. No. 47, S.,

For adjournment of legislature until Wednesday, April 8, at 10 A. M.



Jt. Res. No. 48, S.,  
Permitting Senator Kingston to introduce a bill.  
Jt. Res. No. 43, S.,  
Allowing Senator Clawson to introduce a bill,  
Jt. Res. No. 44, S.,  
Allowing Senator Clawson to introduce a bill,  
Jt. Res. No. 45, S.,  
Granting the state historical society permission to make  
an exhibit at World's Fair.

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### ASSEMBLY MESSAGE CONSIDERED.

No. 246, A.,  
Was referred to the committee on Roads and Bridges.  
No. 356, A.,  
Was referred to the committee on Judiciary.  
Nos. 428 and 843, A.,  
Were referred to the general file.  
No. 490, A.,  
Was referred to the committee on Incorporations.  
No. 783, A.,  
Was referred to the committee on State Affairs.  
The assembly amendments to  
No. 96, S.,  
Were concurred in.

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On motion of Senator Price,  
The vote by which  
No. 415, A.,  
A bill relating to the city of Marshfield, Wis., and codifying,  
consolidating the act of incorporation and all acts  
amendatory thereof and repealing all other acts relating  
thereto,

Was concurred in, was by unanimous consent reconsidered  
Senator Price, by unanimous consent, offered the following  
amendment:

To regulate the use of locomotive engines within the city,  
to regulate the speed of railway trains within the city, not  
conflicting with any general law relating thereto, to direct  
and control the location of railroad tracks in streets, and as  
one of the conditions for such privilege to require  
railway companies to maintain at their own expense,  
such bridges, viaducts, tunnels or other conveniences  
at public railroad crossings as may be necessary; also to  
regulate the running of such railway cars, the laying down  
of track for the same, and the kind of rail to be used.

Which was adopted, and the bill read a third time and  
concurred in.

## BILLS READY FOR A THIRD READING.

No. 385, A.,

A bill to divide the south ward of the city of Oconto,

No. 624, A.,

A bill to aid impecunious litigants,

No. 654, A.,

A bill to amend sections 4937, of chapter 201, of the revised statutes of 1878, entitled, "Prisons and their discipline and management,"

Were severally read a third time and concurred in.

No. 215, A.,

A bill appropriating to Phillip Rossman and W. H. Mead, certain sums of money therein named,

Was read a third time and concurred in

The ayes and noes being required, it was decided in the affirmative: ayes, 26; noes, none; absent or not voting—7.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Burdge, Conner, Falconer, Fetzer, Greene, Horn, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Lees, Main, Mead, Miller, Nash, Persons, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr—26.

Noes—None.

Absent or not voting — Senators Clawson, Joiner, Kroeger, MacBride, Phipps, Pratt and Reynolds—7.

No. 491, A.,

A bill to appropriate to Warren J. Lander a sum of money therein named,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 25; noes, none; absent or not voting, 8.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Kempf, Kennedy, Kidd, Koenitzer, Lees, Main, Mead, Miller, Nash, Persons, Price, Stanchfield, Taylor, Voss and Yahr—25.

Noes — None.

Absent or not voting — Senators Joiner, Kingston, Kroeger, MacBride, Phipps, Pratt, Reynolds and Woodnorth—8.

No. 734, A.,

A bill providing for the distribution of public documents,  
Was recommitted to the committee on Claims.

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BILLS ON THEIR THIRD READING.

No. 214, A.,

A bill to repeal sections 1053 and 1054, of the revised statutes, relating to the assessment of taxes,

No. 248, A.,

A bill to permit the building of a wagon bridge across Black river in the counties of La Crosse and Trempealeau,

No. 257, A.,

A bill to repeal section 7, of chapter 443, of the laws of 1889, relating to preservation of game,

No. 310, A.,

A bill for the preservation of fish in Trout Run, Jackson county,

No. 337, A.,

A bill to provide for the punishment of owners of vicious dogs,

No. 532, A.,

A bill for the preservation of fish in Rock Lake, Jefferson county,

No. 535, A.,

A bill for the protection of quail,

No. 578, A.,

A bill to authorize certain parties to build and maintain a dam across Lake Michigan at or near the city of Manitowoc,

No. 681, A.,

A bill to regulate booming of logs at Beef Slough, and prescribing charges therefor,

No. 788, A.,

A bill relating to the destruction of noxious weeds, and amendatory of chapter 432 of the laws of 1889,

No. 768, A.,

A bill to amend section 3769 of chapter 160 of the revised statutes, entitled "of appeals,"

Were severally ordered to a third reading.

No. 69, A.,

A bill to repeal chapter 467, of the laws of 1885, entitled, "An act to suppress and prevent the spread of infectious, and contagious diseases among domestic animals, and to provide for the appointment of a state veterinarian,"

No. 169, A.,

A bill to repeal section 2, of chapter 520, laws of 1887, in relation to fishing industries,

Was laid over until Wednesday.

No. 74, A.,

A bill to relieve members of the Life Saving and Lighthouse service from the payment of poll tax,

Was laid over until Thursday.

No. 208, A.,

A bill to provide fishways in dams and other obstructions on the Brule river, in Douglas county,

Was recommitted to the committee on Incorporations.

No. 737, A.,

A bill to exempt certain property from taxation, and amendatory of section 1038 of the revised statutes,

Was recommitted to committee on Assessment and Collection of Taxes.

No. 776, A.,

A bill to amend chapter 197 of the laws of 1881, entitled "an act to re-establish a municipal court in Rock county,"

Was recommitted to committee on Judiciary.

On motion of Senator Bechtner,

The rules were suspended, and

No. 748, A.,

A bill to amend chapter 493, of the laws of Wisconsin for the year 1889, entitled, "An act to regulate the manner of drawing petit jurors in certain counties,"

Was read a third time and concurred in.

Senator Phipps moved that the vote by which

No. 79, A.,

A bill to repeal chapter 347 of the laws of 1887, entitled, "An act to regulate the practice of veterinary medicine and surgery,"

Was indefinitely postponed, be reconsidered.

The senate refused to reconsider.

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### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 108, S.,

A bill fixing the time in which it shall be unlawful to hunt wild deer in Ashland, Bayfield and Douglas counties,

No. 248, S.,

A bill to amend section 695 (as amended by chapter 149, laws of 1885), relating to county boards,

No. 264, S.,

A bill to appropriate to the Wisconsin State Firemen's Association a sum of money therein named,

Were severally ordered engrossed and read a third time.

The amendment to

No. 88, S.,

A bill to provide for a State Board of World's Fair Managers of Wisconsin, and to make an appropriation therefor,

Was adopted, and the bill recommitted to the committee on Claims.

The amendments to

No. 97, S.,

A bill to provide more adequate facilities of physical and professional training at the Platteville and Whitewater normal schools,

Were adopted, and the bill ordered engrossed and read a third time.

No. 82, S.,

A bill to authorize the state board of supervision to purchase a tract of land adjoining the school for the blind, and appropriating money therefor,



No. 135, S.,

A bill to apportion the state into congressional districts,  
Were laid over.

The senate refused to indefinitely postpone

No. 177, S.,

A bill to establish an intermediate prison and to appropriate money therefor,

The bill was recommitted to the committee on Claims.

The ayes and noes being demanded, it was decided in the negative: ayes, 10; noes, 14; absent or not voting, 9.

The vote was as follows:

Ayes — Senators Apple, Falconer, Fetzer, Greene, Horn, Kingston, Koenitzer, Lees, Mead and Voss — 10.

Noes — Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Nash, Phipps, Price, Stanchfield and Taylor — 14.

Absent or not voting — Senators Conner, Kennedy, Kroeger, MacBride, Persons, Pratt, Reynolds, Woodnorth and Yahr — 9.

The bill was recommitted to the committee on claims.

No. 36, S.,

A bill to appropriate a certain sum of money herein named, and to provide for a commission for the World's Fair in 1893,

No. 44, S.,

A bill to appropriate to Thomas Anderson a certain sum of money,

No. 134, S.,

A bill to amend section 1 of chapter 234 of the laws of 1889, entitled "an act to appropriate to the various agricultural, mechanical and industrial fairs or expositions held within the state of Wisconsin certain sums of money as hereinafter specified,"

No. 147, S.,

A bill providing for an appropriation to the Columbian exposition,

No. 168, S.,

A bill to repeal chapter 201, of the laws of 1889, and restore chapter 291, of the laws of 1880,

No. 314, S.,

A bill to amend sections 1584a and 1584b, of the revised statutes of the state of Wisconsin,

Were severally indefinitely postponed.

Senator Kingston moved that

No. 4, A.,

A bill to repeal chapter 462 of the laws of 1889, entitled, "An act to authorize the building and maintenance of a toll bridge across the Wisconsin river in Wood county, between the cities of Grand Rapids and Centralia,"

Be recalled from the assembly for further consideration.

The senate refused to recall.



The ayes and noes being demanded, it was decided in the negative: ayes, 9; noes, 16; not voting 8.

The vote was as follows:

Ayes—Senators Apple, Fetzer, Greene, Kennedy, Kingston, Koenitzer, Lees, Mead and Voss—9.

Noes—Senators Avery, Bechtner, Burdge, Clawson, Horn, Joiner, Kempf, Kidd, Main, Miller, Nash, Persons, Phipps, Price, Stanchfield and Taylor—16.

Absent or not voting—Senators Conner, Falconer, Kroeger, MacBride, Pratt, Reynolds, Woodnorth and Yahr—8.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Kingston:

No. 339, S.,

A bill to amend section 6 of chapter 96, laws of 1891, entitled, "an act to create a municipal court in and for the county Langlade."

On motion of Senator Kingston,

The rules were suspended, and

The bill received a third reading and passed.

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### ADJOURNMENT.

On motion of Senator Lees,

The senate adjourned until Wednesday morning, April 8.

WEDNESDAY, APRIL 8th, 1891.

The senate met.

The president pro tem. in the chair.

Prayer by the Rev. Dr. Wilkinson.

The roll was called and the following senators answered to their names:

Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Koenitzer, Kroeger, Lees, MacBride, Main, Miller, Nash, Persons, Phipps, Price, Taylor, Voss, Woodnorth and Yahr—27.

Absent with leave—Senator Pratt—1.

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The Journal of Friday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senators Kingston and Avery until tomorrow morning.

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#### RESOLUTIONS INTRODUCED.

By Senator MacBride:

Jt. Res. No. 49, S.,

*Resolved by the senate, the assembly concurring, That* Senator Herman K roeger be permitted to introduce a bill relating to the boundaries of certain wards in the city of Milwaukee.

Adopted.

## BILLS INTRODUCED.

Read first and second times and referred.

By Senator Clawson, by request:

No. 340, S.,

A bill to amend section 331 of the annotated statutes of Wisconsin.

Lies over and ordered printed.

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## REPORTS OF COMMITTEES.

The committee on Incorporations, to whom was referred,  
No. 511, A.,

A bill to amend, revise and consolidate the charter of the city of Watertown,

Have had the same under consideration and have instructed me to report the same back with the recommendation that it be concurred in.

R. J. MACBRIDE,  
Chairman.

On motion of Senator Voss,  
The rules were suspended, and  
No. 511 A.,

Was read a third time and passed.

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## EXECUTIVE COMMUNICATION.

EXECUTIVE DEPARTMENT,  
*Madison, Wisconsin,*  
APRIL 8, 1891.

*To the Honorable, the Senate:*

The following entitled bills, originating in the senate, have been approved, signed and deposited in the office of the secretary of state:

No. 19, S.,

An act to prevent deception in the sale and use of imitations of dairy products,

No. 30, S.,

An act to amend section 1222a, of the annotated statutes, in relation to telephone licenses,

No. 41, S.,

An act to vacate a part of Elm street in the city of West Bend,

No. 74, S.,

An act to amend section 700, chapter 37, of the revised statutes of 1878, relating to county officers,

No. 104, S.,

An act to establish a ferry across Lake St. Croix, at Hudson,

No. 119, S.,

An act to authorize Joseph Lindemann, his associates, heirs and assigns, to construct and maintain a dam across "Oak Creek," in the county of Milwaukee,

No. 125, S.,

An act to fix the time of holding the circuit court in the county of Green Lake,

No. 137, S.,

An act to correct an error in the levy and collection of state tax for the year 1890, in the county of Portage,

No. 151, S.,

An act to establish the terms of court in the 15th judicial circuit,

No. 160, S.,

An act to authorize the county judge of Winnebago county to employ a stenographic reporter in probate cases,

No. 209, S.,

An act to amend section 3968 of the revised statutes relating to guardians and wards,

No. 222, S.,

An act to amend the charter of the city of Plymouth and the several acts amendatory thereof,

No. 231, S.,

An act to amend section 904 of chapter 40 of the revised statutes of 1878, entitled, "of villages,"

No. 284, S.,

An act to amend section 1, chapter 202, laws of 1882, entitled, "An act in relation to judgments in certain cases,"

No. 285, S.,

An act relating to the removal of encroachments from highways,

No. 292, S.,

An act to authorize the city of Menomonie to appropriate a sum of money,

No. 319, S.,

An act to amend section 593 of the revised statutes for the year 1878, as amended by chapter 266 of the laws of 1880, as amended by section 2 of chapter 202 of the laws of 1881, as amended by section 1 of chapter 35 of the laws of 1883, and chapter 228 of the laws of 1889, relating to fees of county judges.

GEO. W. PECK.

## MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 225, A.,

A bill relating to the appointment and salaries of under-sheriff and deputy sheriff in Milwaukee county, and to amend section 2 of laws of 1877 as amended by chapter 207 of the laws of 1882,

No. 516, A.,

A bill to create a pension fund for members of fire and police departments in certain cities of Wisconsin,

No. 528, A.,

A bill to vacate a part of an alley running east and west through block 24, in Baumbach's subdivision in the Tenth ward of the city of Milwaukee, and suspending the provisions of the charter of said city,

No. 589, A.,

A bill relating to terms of court in the eleventh judicial circuit.

No. 675; A.,

A bill to repeal section 11, of chapter 524, laws of 1889, and re-enact same as a separate enactment,

No. 746, A.,

A bill to authorize James McCrossen, J. T. Barber, their assigns and legal representatives, to build dams and improve the navigation of the west branch of Montreal river, in Ashland county, for the purpose of running, rafting, cribbing, towing, storing, assorting and delivering logs, timber and lumber thereon,

No. 189, A.,

A bill granting to the United States jurisdiction over certain lands in Racine county,

No. 101, A.,

A bill allowing county boards to allow a certain amount to county superintendents for traveling expenses,

No. 271, A.,

A bill to amend section 1319 of the revised statutes, as amended by chapter 126, of laws of 1879, chapter 315, of laws of 1881, chapter 187, of laws of 1885, and chapter 508, laws of 1889, relating to the construction and repair of bridges,

No. 394, A.,

A bill to amend sections 1 and 3, of chapter 251 of the laws of 1883, in regard to text books,

No. 473, A.,

A bill relating to proceedings in criminal cases in justice courts, and before magistrates, and amendatory of sections 4745 and 4746 of the revised statutes,



No. 711, A.,

A bill to amend chapter 522, of the laws of 1889, entitled "An act to prescribe the number and duties of the legislative employes and the compensation of the same,"

No. 6, A.,

A bill to amend chapter 352, of the general laws of 1887, entitled, "An act to amend section 1771, of chapter 86, of the revised statutes of 1878, entitled, "Of the organization of corporations,""

No. 60, A.,

A bill to provide state depositories, and to regulate the deposit of public moneys therein, and amendatory of sections 157 and 19, of the revised statutes of 1878.

And has concurred in

No. 16, S.,

A bill to abolish the State Board of Supervision and the State Board of Charities and Reform, and to create the State Board of Control of Reformatory, Charitable and Penal Institutions, and make an appropriation therefor,

No. 37, S.,

A bill to prevent accidents to operators in manufacturing establishments,

No. 117, S.,

A bill to provide for the extension and preservation of a certain system of drainage in Racine and Waukesha counties,

No. 302, S.,

A bill to authorize Henry Collette, J. S. Chase, Levi Collette, their successors and assigns, to maintain dams across and otherwise improve the north branch of Pine river, in Forest county, Wisconsin, and collect tolls therefor,

No. 320, S.,

A bill relating to the sale of lands for the non payment of taxes and the expiration of the period of redemption therefrom,

No. 265, S.,

A bill to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river,

No. 181, S.,

A bill to amend section 2507, chapter 115, of the revised statutes, relating to the municipal courts of the county of Milwaukee,

No. 337, S.,

A bill to authorize Winnebago county to construct a sewer across the grounds of the Northern Hospital.

And has concurred in senate amendments to

No. 415, A.,

A bill relating to the city of Marshfield, Wis., and codifying, consolidating the acts of incorporation and all acts amendatory thereof, and repealing all other acts relating thereto.

And has adopted and asks the concurrence of the senate in

Jt. Res. No. 45, A.,

Fixing the time for final adjournment of the legislature,

Jt. Res. No. 47, A.,

Recalling No. 412, A., from the governor.

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### ASSEMBLY MESSAGE CONSIDERED.

Nos. 6, 589, 189 and 473, A.,

Were referred to the committee on Judiciary.

Nos. 225, 516 and 528, A.,

Were referred to the Milwaukee Delegation.

Nos. 101 and 394, A.,

Were referred to the committee on Education.

Nos. 60 and 675, A.,

Were referred to the committee on Finance, Banks and Insurance.

No. 746, A.,

Was referred to committee on Incorporations.

No. 271, A.,

Was referred to committee on Roads and Bridges.

No. 711, A.,

Was referred to the general file.

Jt. Res Nos. 45 and 47, A.,

Were concurred in.

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### RESOLUTIONS CONSIDERED.

Jt. Res No. 33, A.,

In relation to license fees of railway and sleeping car companies,

Was concurred in.

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### BILLS READY FOR A THIRD READING.

No. 118, S.,

A bill relating to the management of county asylums for the chronic insane,

Was read a third time and passed.

No. 214, A.,

A bill to repeal sections 1053 and 1054, of the revised statutes relating to the assessment of taxes,

No. 248, A.,

A bill to permit the building of a wagon bridge across Black river in the counties of La Crosse and Trempealeau,

No. 257, A.,

A bill to repeal section 7 of chapter 443, of the laws of 1889, relating to preservation of game,

No. 310, A.,

A bill for the preservation of fish in Trout run, in Jackson county,

No. 337, A.,

A bill to provide for the punishment of owners of vicious dogs,

No. 532, A.,

A bill for the preservation of fish in Rock Lake, Jefferson county,

No. 535, A.,

A bill for the protection of quail,

No. 578, A.,

A bill to authorize certain parties to build and maintain a dam across Lake Michigan at or near the city of Manitowoc,

No. 681, A.,

A bill to regulate booming of logs at Beef Slough, and prescribing charges therefor,

No. 768, A.,

A bill to amend section 3769, of chapter 160, of the revised statutes, entitled, "Of appeals,"

No. 788, A.,

A bill relating to the destruction of noxious weeds, and amendatory of chapter 432 of the laws of 1889,

Were severally read a third time and concurred in,

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### BILLS ON THEIR THIRD READING.

No. 45, A.,

A bill to authorize the county of Portage to borrow money of the state,

No. 169, A.,

A bill to repeal section 2 of chapter 520, laws of 1887, in relation to fishing industries,

No. 428, A.,

A bill relating to the compensation of the officiating chaplains of the assembly,

No. 843, A.,

A bill to appropriate a sum of money to persons therein named for expenses incurred as legislative visiting committee to state institutions,

Were severally ordered to a third reading.

No. 69, A.,

A bill to repeal chapter 467, of the laws of 1885, entitled, "an act to suppress and prevent the spread of infectious and

contagious diseases among domestic animals, and to provide for the appointment of a state veterinarian,"

Was indefinitely postponed.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 15; noes, 12; absent or not voting, 6.

The vote was as follows:

Ayes — Senators Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Nash, Persons, Phipps, Price, Taylor, Voss and Woodnorth—15.

Noes—Senators Apple, Conner, Falconer, Fetzer, Greene, Horn, Kennedy, Koenitzer, Kroeger, Lees, MacBride and Yahr—12.

Absent or not voting — Senators Avery, Kingston, Mead, Pratt, Reynolds and Stanchfield—6.

No. 74, A.,

A bill to relieve members of the Life Saving and Lighthouse service from the payment of poll tax,

Was indefinitely postponed.

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On motion of Senator Horn,

The vote by which

Jt. Res. No. 45, A.,

Fixing the time for final adjournment of the legislature,

Was concurred in,

Was reconsidered.

Senator Horn offered the following amendment:

Amend by inserting after the words "committee on engrossed bills," the words, "the joint committee on reapportionment,"

Which was adopted.

On motion of Senator Kennedy,

The resolution was made a special order for to morrow morning at 11 o'clock.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

The amendments to,

No. 184, S.,

A bill for an act to limit the rate of speed of railroad trains in cities and incorporated villages,

Were adopted and the bill ordered engrossed and read a third time.

No. 330, S.,

A bill to authorize the Kickapoo Valley & Northern Railway company to construct and maintain a bridge across the Wisconsin river at or near the village of Wauzeka, in the county of Crawford,

Was ordered engrossed and read a third time.

Senator Bechtner moved that

No. 135, S.,

A bill to apportion the state into congressional districts.

Be laid over.

The senate refused to lay the bill over.

The ayes and noes being demanded, it was decided in the negative: ayes, 11; noes, 15; absent or not voting, 7.

The vote was as follows:

Ayes—Senators Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Phipps, Price and Taylor—11.

Noes—Senators Apple, Conner, Falconer, Greene, Horn, Kennedy, Koenitzer, Kroeger, Lees, MacBride, Nash, Persons, Voss, Woodnorth and Yahr—15.

Absent or not voting—Senators Avery, Fetzer, Kingston, Mead, Pratt, Reynolds and Stanchfield—7.

Senator Kempf offered the following amendment:

Amend bill 135, S., by inserting after the words "nine and twelve," in the eleventh line of the printed bill, the words "ten and thirteen," and by striking out the words after towns in the twelfth line "of Franklin, Greenfield, Lake and Oak Creek."

And amend by striking out the word ten in the fourteenth line and the word thirteen in the fifteenth line and inserting the words, after the word towns, in the fifteenth line, the words, Franklin, Greenfield, Lake and Oak Creek.

Which was rejected and the bill ordered engrossed and read a third time.

No. 250, S.,

A bill to amend chapter 455 of the laws of 1889, entitled, "An act to prevent deception in the sale of cheese,"

No. 303, S.,

A bill to increase the fees to be paid by sleeping car companies,

Was recommitted to special committee of one consisting of Senator Persons.

No. 82, S.,

A bill to authorize the state board of supervision to purchase a tract of land adjoining the school for the blind, and appropriating money therefor,

No. 116, S.,

A bill to encourage the construction of the Bee Line and Superior railway,

No. 162, S.,

A bill for the protection of persons alleged to be insane,

No. 163, S.,

A bill forbidding the commitment of insane persons to jails and police stations,

Were severally indefinitely postponed.

On motion of Senator MacBride,

The vote by which



No. 321, A.,

A bill to amend section 3 of sub chapter 5 of chapter 164, of laws of Wisconsin for year 1885, entitled "an act to revise the charter of city of Chippewa Falls,"

Was non concurred in, was reconsidered by unanimous consent, and recommitted to the committee on Incorporations.

On motion of Senator Price,

No. 4, A.,

A bill to repeal section 4. of chapter 462 of the laws of 1889, entitled, "An act to authorize the building and maintenance of a toll bridge across the Wisconsin river in Wood county, between the cities of Grand Rapids and Centralia,"

Was recalled from the assembly for further consideration.

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### ADJOURNMENT.

On motion of Senator Clawson,

The senate adjourned.

THURSDAY, APRIL 9th, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. Dr. Wilkinson.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr—31.

Absent with leave—Senators Pratt and Reynolds—2.

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The Journal of Wednesday was approved.

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Senator Voss moved that the vote by which

No. 69, A.,

A bill to repeal chapter 467, of the laws of 1885, entitled, "an act to suppress and prevent the spread of infectious and contagious diseases among domestic animals, and to provide for the appointment of a state veterinarian,"

Was indefinitely postponed, be reconsidered.

Senator Kidd moved that the motion to reconsider, be laid upon the table.

Which was rejected.

The ayes and noes being demanded, it was decided in the negative: ayes, 15; noes, 16; absent or not voting, 2.

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Nash, Persons, Phipps, Price, Stanchfield and Taylor—15.

Noes—Senators Apple, Conner, Falconer, Fetzer, Greene,

Horn, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Voss, Woodnorth and Yahr — 15.

Absent or not voting — Senators Pratt and Reynolds—2.

The question recurring on the motion to reconsider,

The senate refused to reconsider.

¶ The ayes and noes being required, it was decided in the negative: ayes, 15; noes, 16; absent or not voting, 2.

The vote was as follows:

Ayes — Senators Apple, Conner, Falconer, Fetzer, Greene, Horn, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Voss and Yahr — 15.

Noes — Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Nash, Persons, Phipps, Price, Stanchfield, Taylor, and Woodnorth — 16.

Absent or not voting — Senators Pratt and Reynolds—2.

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### BILLS INTRODUCED.

Read first and second times and referred:

By Senator Conner:

No. 341, S.,

A bill to fix the time for holding court in the sixth judicial circuit.

To committee on Judiciary.

By Senator Clawson:

No. 342, S.,

A bill to amend chapter 238 of the laws of 1882, entitled "an act to incorporate the city of Monroe."

By Senator Kroeger:

No. 343, S.,

A bill to amend section 3, of chapter 1, of the charter of the city of Milwaukee, and the acts amendatory thereof.

To Milwaukee Delegation.

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On motion of Senator Clawson,

The rules were suspended, and

No. 342, S.,

Was read a third time and passed.

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### REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,

No. 44, A.,

A bill prohibiting the selling, giving to, purchasing or procuring tobacco, opium or other narcotics in any form to certain minors,

No. 391, A.,

A bill to amend section 2219, of the revised statutes, relating to the acknowledgment of conveyances,

No. 776, A.,

A bill to amend chapter 197, of the laws of 1881, entitled, "an act to re-establish a municipal court in Rock county,"

No. 564, A.,

A bill to amend chapter 207, laws of 1879,

No. 484, A.,

A bill to amend section 2511 of the revised statutes for 1878, as amended by section 4, chapter 256, laws of 1879, appertaining to the municipal court of the city and county of Milwaukee,

No. 588, A.,

A bill to amend section 1, of chapter 404, laws of 1889, relating to defects in recorded instruments,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

No. 6, A.,

A bill to amend chapter 352, of the general laws of 1887, entitled, "An act to amend section 1771, of chapter 86, of the revised statutes of 1878, entitled, "Of the organization of corporations,""

No. 612, A.,

A bill in reference to the salaries of circuit judges,

With amendments, and recommend that they be concurred in when so amended.

No. 764, A.,

A bill to amend chapter 129 of the revised statutes, entitled, "of costs and fees allowed to parties in circuit court,"

With the recommendation that it be non-concurred in.

WM. KENNEDY,

Chairman.

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The joint committee on Charitable and Penal Institutions, to whom was referred,

No. 234, A.

A bill to secure secure religious freedom in public reformatories and prisons,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

M. C. MEAD,

Chairman.

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The committee on Claims, to whom was referred,

No. 92, S.,

To appropriate to John Fetzer a sum of money therein named,

Have had the same under consideration, and have instructed me to report the same back with an amendment, and recommend its passage when so amended.

No. 194, S.,

A bill to appropriate to Hon. E. Scofield, a sum of money named therein,

With an amendment, and recommend its passage when so amended.

No. 178, S.,

A bill to authorize the state board of supervision to construct fire escapes on the northern hospital for the insane and state hospital for insane, and to appropriate money therefor,

With amendment, and with recommendation that it do pass as amended.

No. 327, A.,

A bill to provide for the Wisconsin National Guard retired list.

With the recommendation that it be indefinitely postponed.

WM. F. NASH.

Chairman.

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The committee on Incorporations, to whom was referred,  
No. 155, A.,

A bill to amend chapter 134 of the laws of 1889, relating to the charter of the city of Onalaska,

No. 208, A.,

A bill to provide fishways in dams and other obstructions on the Brule river, in Douglas county,

No. 421, A.,

A bill relating to the election of officers of villages and amendatory of section 875, of the revised statutes, as amended by chapter 16, laws of 1889,

No. 455, A.,

A bill to amend certain sections of the revised statutes therein named,

No. 490, A.,

A bill to amend the charter of the city of Green Bay,

No. 509, A.,

A bill to amend the charter of the city of Kenosha,

No. 700, A.,

A bill to amend section 2, of chapter 115, of the general laws of Wisconsin for the year 1887, relating to cemetery associations,

No. 795, A.,

A bill to amend chapter 49 of the laws of 1887, entitled, "an act to incorporate the city of Onalaska,"

No. 746, A.,

A bill to authorize James McCrossen, J. T. Barber, their assigns and legal representatives, to build dams and improve the navigation of the west branch of Montreal river,



in Ashland county, for the purpose of running, rafting, cribbing, towing, storing, assorting and delivering logs, timber and lumber thereon, and to repeal chapter 407, laws of 1887,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they severally be concurred in.

No. 321, A.,

A bill to amend section 3, of sub-chapter 5, chapter 164, of the laws of Wisconsin for the year 1885, entitled "an act to revise the charter of the city of Chippewa Falls,"

With amendments, and with the recommendation that it be concurred in when so amended.

No. 282, S.,

A bill to amend chapter 6, of chapter 184, laws 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof,

With the recommendation that it be re-committed to a committee of one.

R. J. MACBRIDE,  
Chairman.

So ordered as to No. 282, S.

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The committee on Legislative Expenditures, to whom was referred

No. 257, S.,

A bill to prescribe the number and duties of the legislative employes, fixing their compensation and providing for the printing of all bills, memorials, joint resolutions and the journals of each house,

Have had the same under consideration, and have instructed me to report the same back with amendments, and with the recommendation that it do pass as so amended.

No. 433, A.,

A bill relating to the publication of the Blue Book, and amending certain acts,

With the recommendation that it concurred in.

HENRY CONNER,  
Chairman.

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The committee on Finance, Bank and Insurance, to whom was referred,

No. 285, A.,

A bill to amend section 1896, revised statutes, by creating sub-division 2 thereof, and to provide for the organization and management of corporations for the purpose of insuring property against accident from causes other than fire and lightning,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

E. W. PERSONS,  
Chairman.

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The Milwaukee Delegation, to whom was referred,  
No. 225, A.,

A bill relating to the appointment and salaries of undersheriffs and deputy sheriffs in Milwaukee county, and to amend section 2, of the laws of 1877, as amended by chapter 207 of the laws of 1882,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

HERMAN KROEGER,  
Chairman.

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The committee on State Affairs, to whom was referred,  
No. 217, A.,

A bill to amend section 2, of chapter 296, of the laws of 1885, as amended by section 1, of chapter 404, of the laws of 1887, relating to excise and sale of intoxicating liquors,

No. 783, A.,

A bill to permit the erection of monuments in the capitol park,

No. 406, A.,

A bill relating to public lands and providing for the protection from trespass on public lands, repealing sections 238, 239 and 241 of the revised statutes of 1870, and chapter 444 of the laws of 1885,

No. 592, A.,

A bill to amend section 2462, of the revised statutes of 1878, entitled, "An act relating to the recording of plats,"

No. 674, A.,

A bill providing for condemnation of lands in certain cases,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be severally concurred in.

No. 323, S.,

A bill to amend chapter 452, laws of 1889, entitled, "An act to create the office of dairy and food commissioner, to prescribe his duties, and to make an appropriation,"

With the recommendation that it be referred to committee on Agriculture.

FRED. W. HORN,  
Acting Chairman.

So ordered as to No. 323, S.

The committee on Engrossed Bills have examined and find correctly engrossed:

No. 97, S.,

A bill to provide more adequate facilities of physical and professional training at the Platteville and Whitewater normal schools,

No. 108, S.,

A bill fixing the time in which it shall be unlawful to hunt wild deer in Ashland, Bayfield and Douglas counties,

No. 135, S.,

A bill to apportion the state into congressional districts,

No. 184, S.,

A bill for an act to limit the rate of speed of railroad trains in cities and villages,

No. 248, S.,

A bill to amend section 668 (as amended by chapter 149, laws of 1885), relating to county boards,

No. 264, S.,

A bill to appropriate to the Wisconsin State Firemen's Association a sum of money therein named,

No. 330, S.,

A bill to authorize the Kickapoo Valley & Northern Railway company to construct and maintain a bridge across the Wisconsin river at or near the village of Wauzeka, in the county of Crawford.

F. T. YAHR,

Chairman.

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Senator Woodnorth moved that the rules be suspended, and

No. 217, A.,

Be taken up for consideration at this time,

The senate refused to suspend the rules.

On motion of Senator Kingston,

The vote by which

No. 214, A.,

A bill to repeal sections 1053 and 1054, of the revised statutes, relating to the assessment of taxes,

Was concurred in,

Was reconsidered,

And the bill re-committed to the committee on Assessment and Collection of Taxes.

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#### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 41, A.,

A bill to amend chapter 509, of the laws of 1889, relating to steam engines on highways,

No. 52, A.,

A bill to repeal chapter 455 of the laws of 1889, and to prevent deception in the sale of cheese,

No. 99, A.,

A bill to amend chapter 124, laws of 1871, entitled, "an act to incorporate the trustees of the Milwaukee county orphan's board,"

No. 129, A.,

A bill to amend section 1802, revised statutes, relating to railroads,

No. 333, A.,

A bill to enable religious and church corporations to form fire insurance companies for the purpose of insuring church property,

No. 360, A.,

A bill relating to the compensation of newspapers for publishing state laws, and amendatory of section 331, R. S. of 1878, as amended by chapter 302, laws of 1882, and chapter 348, laws of 1885,

No. 718, A.,

A bill to amend section 5 of chapter 526 of the laws of 1889, entitled, "An act to provide for and regulate the printing, binding and distribution of the reports of state officers, departments, institutions and societies,"

No. 838, A.,

A bill in relation to amendment to the village of Tunnel City, Monroe county, Wis.,

No. 848, A.,

A bill to incorporate the city of Brodhead.

And has amended, and concurred in as amended,

No. 32, S.,

A bill to authorize P. Hynes, his associates and assigns, to improve Iron river for log driving purposes, and to charge tolls and boomage thereon,

No. 187, S.,

A bill to amend chapter 54, of the laws of 1885, entitled "an act to incorporate the city of Viroqua."

And has adopted and asks the concurrence of the senate in

Jt. Res. No. 40, A.,

For the election of United States senators by vote of the people.

And has concurred in

Jt. Res. No. 49, S.,

Authorizing Senator Herman Kroeger to introduce a bill.

And returns as requested,

No. 4, A.,

A bill to repeal chapter 462 of the laws of 1889, entitled, "An act to authorize the building and maintenance of a

toll bridge across the Wisconsin river in Wood county, between the cities of Grand Rapids and Centralia."

And has concurred in the senate amendment to

No. 624, A.,

A bill to aid impecunious litigants.

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### ASSEMBLY MESSAGE CONSIDERED.

No. 41, A.,

Was referred to committee on Roads and Bridges.

Nos. 360 and 718, A.,

Were referred to committee on Claims.

No. 52, A.,

Was referred to the committee on Agriculture.

No. 99, A.,

Was referred to Milwaukee Delegation.

No. 129, A.,

Was referred to the committee on Railroads.

No. 333, A.,

Was referred to the committee on Finance, Banks and Insurance.

No. 838, A.,

Was referred to the committee on Town and County Organizations.

No. 848, A.,

Was referred to the committee on Judiciary.

The assembly amendments to

No. 32, S.,

Were concurred in.

No. 187, S.,

Was returned to the assembly for further consideration.

Jt. Res. No. 40, A.,

Was laid over.

On motion of Senator MacBride,

The vote by which

No. 4, A.,

Was concurred in,

Was reconsidered.

By unanimous consent, Senator MacBride offered the following amendment:

Amend the enrolled bill by striking out all after the enacting clause, and inserting as follows: Section 1, chapter 462, of the laws of 1889, entitled, "An act to authorize the building and maintenance of a toll bridge across the Wisconsin river in Wood county, between the cities of Grand Rapids and Centralia," is hereby repealed.

Section 2. This act shall take effect and be in force from and after its passage and publication.

Which was adopted, and the bill read a third time and concurred in.



## BILLS READY FOR A THIRD READING.

No. 45, A.,

A bill to authorize the county of Portage to borrow money of the state,

No. 169, A.,

A bill to repeal section 2, of chapter 520, laws of 1887, in relation to fishing industries,

Were severally read a third time and concurred in.

No. 428, A.,

A bill relating to the compensation of the officiating chaplains of the assembly,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 31; noes, none; absent or not voting, 2.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr—31.

Noes—None.

Absent or not voting—Senators Pratt and Reynolds—2.

No. 483, A.,

A bill to amend section 2573, of the revised statutes, as amended by chapter 200, laws of 1870, as amended by chapter 378, laws of 1887, relating to municipal court for Milwaukee county,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 29; noes, none; absent or not voting 4.

The vote was as follows:

Ayes—Senators Apple, Avery, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr—29.

Noes—None.

Absent or not voting—Senators Bechtner, Joiner, Pratt, and Reynolds—4.

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BILLS ON THEIR THIRD READING.

No. 711, A.,

A bill to amend chapter 522, of the laws of 1889, entitled “an act to prescribe the number and duties of the legislative employes and the compensation of the same.”

Was recommitted to the committee on Legislative Expenditures.

BILLS ON THEIR ENGROSSMENT AND THIRD  
READING.

No. 221, S.,

A bill in relation to the deposit of state funds in the banks of this state, and also regarding the salary to be paid to future state treasurers in the state of Wisconsin,

Was laid over until Saturday.

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## SPECIAL ORDER

Being the consideration of

Jt. Res. No. 45, A.,

Fixing the time for final adjournment of the legislature

Senator Clawson offered the following amendment:

Amend by striking out the words "Saturday, April 11," in the eleventh line, and substituting in lieu thereof the words, "Thursday, April 16."

The resolution as amended was concurred in.

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On motion of Senator Conner,

The senate took a recess until 7:30 o'clock this evening.

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7:30 O'CLOCK P. M.

The senate was called to order by the president.

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## RESOLUTIONS INTRODUCED.

By Senator MacBride:

Jt. Res. No. 50, S.,

*Resolved by the senate, the assembly concurring, That a joint committee of five, two from the senate and three from the assembly, be appointed to prepare and draft appropriate resolutions in eulogy of and in respect to the memory of the Hon. David Taylor, late an associate justice of the supreme court of the state of Wisconsin.*

Which was adopted.

The president appointed on the part of the senate, Senators MacBride and Kingston.

## REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,  
No. 293, S.,

A bill to submit to the people an amendment to subdivision 9 of section 31 of article IV of the constitution of the state of Wisconsin,

No. 107, S.,

A bill to suppress foul brood among bees, and making an appropriation therefor,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do pass.

No. 189, A.,

A bill granting to the United States jurisdiction over certain lands in Racine county,

No. 467, A.,

A bill to amend section 1, of chapter 234, of the laws of 1887, relating to the appointment of a register in probate for Racine county,

No. 473, A.,

A bill relating to proceedings in criminal cases in justice courts and before magistrates, and amendatory of sections 4745 and 4746, of the revised statutes,

No. 767, A.,

A bill to amend section 4031, of chapter 175, of the revised statutes, entitled, "Of appeals and miscellaneous provisions,"

No. 416, A.,

A bill to provide what shall be due proof of the service of notices and other papers authorized or required by law to be served,

No. 848, A.,

A bill to incorporate the city of Brodhead,

With the recommendation that they be concurred in.

Jt. Res. No. 13, S.,

Agreeing to a proposed amendment to subdivision 9 of section 31, of article IV, of the constitution of the state of Wisconsin,

With the recommendation that it be adopted.

No. 95, A.,

A bill to amend section 2637 of the revised statutes of Wisconsin, relating to service of summons in process upon aid or benefit associations or corporations, not having attorney or agents within this state,

With amendment and recommend it be concurred in when so amended.

No. 64, A.,

A bill relating to justices of the peace and constables in certain cities and villages, and relating to appeals therefrom,

With the recommendation that it be non concurred in.

No. 130, S.,

A bill to repeal chapter 368, of the laws of 1889, and chapter 193, of the laws of 1887, and section 4381 and 4382 of the revised statutes, relating to the crime of rape and providing a substitute therefor,

With the recommendation that it be indefinitely postponed.

M. C. MEAD,  
Acting Chairman.

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The committee on Incorporations, to whom was referred,  
No. 2, S.,

A bill to provide for the licensing of persons, companies, associations and corporations, engaged in the express business,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be re-committed to a committee of one,

No. 133, A.,

A bill to amend section 3533 of revised statutes to correspond with section 3164, of revised statutes, as it is amended by chapter 186, laws of 1889,

With the recommendation that it be concurred in.

No. 393, A.,

A bill to amend chapter 244 of the laws of 1889, relating to improvement of streets in the city of Madison,

With amendments, and with the recommendation that it be concurred in when so amended.

R. J. MACBRIDE,  
Chairman.

So ordered as to No. 2, S.

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The committee on Finance, Banks and Insurance, to whom was referred,

No. 818, A.,

A bill to prohibit discrimination in insurance contracts,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

No. 60, A.,

A bill to provide for state depositories and regulate the deposit of public moneys therein,

No. 166, A.,

A bill to amend chapter 319 of the laws of 1887, entitled, "An act relating to forms for and statements of licensed insurance companies, and amendatory of section 1971 of the revised statutes, entitled, 'Of insurance corporations,' "

With amendments and concurrence recommended when so amended.

E. W. PERSONS,  
Chairman.

The committee on Claims, to whom was referred,

No. 177, S.,

A bill to establish an intermediate prison and to appropriate money therefor,

No. 718, A.,

A bill to amend section 5 of chapter 526 of the laws of 1889, entitled, "An act to provide for and regulate the printing, binding and distribution of the reports of state officers, departments, institutions and societies,

No. 734, A.,

A bill for the distribution of public documents,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do pass.

No. 360, A.,

A bill relating to the compensation of newspapers for publishing state laws, and amendatory of section 331, R. S. of 1878, amended by chapter 302, laws of 1882, and chapter 348, laws of 1885,

With the recommendation that it be indefinitely postponed.

Messrs. Warner and Burke dissenting as to No. 177, S., and No. 360, A.

WM. F. NASH,  
Chairman.

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The committee on Education, to whom was referred,

No. 394, A.,

A bill to amend sections 1 and 3, of chapter 251 of the laws of 1883, in regard to text books,

No. 712, A.,

A bill to amend section 1, of chapter 466, of the laws of 1889, relating to free high schools,

No. 212, A.,

A bill relating to the education of the blind and deaf.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that the same be concurred in.

R. C. FALCONER,  
Chairman.

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The committee on Military Affairs, to whom was referred,

No. 177, A.,

A bill to amend section 2 of chapter 439, of the laws of 1885, relating to the Wisconsin National Guard,

No. 326, A.,

A bill to amend section 5 of chapter 339, laws of 1889, entitled, "An act to provide for the relief of indigent and needy Union soldiers," etc.,



Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

J. H. WOODNORTH,  
Chairman.

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The committee on Agriculture, to whom was referred,  
No. 323, S.,

A bill to amend chapter 452, laws of 1889, entitled, "an act to create the office of dairy and food commissioner, to prescribe his duties, and to make an appropriation,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 52, A.,

A bill to repeal chapter 455, of the laws of 1889, and to prevent deception in the sale of cheese,

With the recommendation that the same be concurred in.

ADAM APPLE,  
Chairman.

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The committee on Town and County Organizations, to whom was referred,

No. 838, A.,

A bill in relation to amendment to the charter of village of Tunnel City, Monroe county, Wis.,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be re-referred to the committee on Judiciary.

J. T. KINGSTON,  
Chairman.

So ordered.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 37, S.,

A bill to prevent accidents to operators in manufacturing establishments,

No. 96, S.,

A bill relating to furnishing supplies of food and provisions for charitable and other institutions, in the county of Milwaukee.

No. 117, S.,

A bill to provide for the extension and preservation of a certain system of drainage in Racine and Waukesha counties,

No. 181, S.,

A bill to amend section 2507, chapter 115, of the revised statutes, relating to the municipal courts of the county of Milwaukee.

No. 265, S.,

A bill to authorize the city of Milwaukee to issue bonds, for the construction of a bridge across the Milwaukee river,

No. 302, S.,

A bill to authorize Henry Collette, J. S. Chase and Levi Collette, their heirs or assigns, to maintain a dam and otherwise improve the north branch of the Pine river in Forest county, Wisconsin, and to collect tolls therefor,"

No. 320, S.,

A bill relating to the sale of lands for the non-payment of taxes and the expiration of the period of redemption therefrom,

No. 337, S.,

A bill to authorize Winnebago county to construct a sewer across the grounds of the Northern Hospital.

W. F. VOSS,  
Chairman.

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On motion of Senator Clawson,

The rules were suspended, and

No. 848, A.,

Was read a third time and concurred in.

On motion of Senator Voss,

The clerk was instructed to return

No. 265, S.,

A bill to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river,

Was returned to the assembly for further consideration.

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#### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 131, A.,

A bill to provide for the incorporation of trust, annuity, guaranty, safe deposit and security companies, and to repeal chapter 158, laws of 1887, entitled "An act to amend chapter 33, laws of 1885, entitled 'an act to provide for the organization of trust companies,'" and the repeal of chapter

33, laws of 1885, entitled "an act to provide for the organization of trust companies," and to repeal chapter 294 of the laws of 1883, entitled "an act to provide for the organization of trust companies,"

No. 57, A.,

A bill to appropriate the sum of money therein named to the Wisconsin Industrial School for Girls,

No. 127, A.,

A bill to authorize the city of Stevens Point to borrow money to pay its indebtedness for railroad purposes,

No. 283, A.,

A bill to repeal section 1337 of the revised statutes of 1878, relating to encroachments on highways,

No. 328, A.,

A bill to provide for the proper maintenance of the Wisconsin Rifle Range,

No. 331, A.,

A bill to amend chapter 305, of laws of 1887, relating to the organization of local insurance companies in the cities and villages of this state, and chapter 211, laws of 1889, amendatory thereof,

No. 384, A.,

A bill to repeal chapter 128 of the general laws of 1889, entitled, "An act to amend chapter 113 of the revised statutes of the state of Wisconsin, relating to circuit courts,"

No. 279, A.,

A bill to amend section 4560 of the revised statutes for the protection of fish in inland waters,

No. 165, A.,

A bill to amend section 1863 of chapter 87, revised statutes, relating to railroads.

And has concurred in

No. 342, S.,

A bill to amend chapter 238 of the laws of 1882, entitled "an act to incorporate the city of Monroe,"

Jt. Res. No. 28, S.,

Providing for the receipt of direct tax levied by act of congress, approved August 5, 1861.

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#### ASSEMBLY MESSAGE CONSIDERED.

Nos. 131 and 384, A.,

Were referred to the committee on Judiciary.

No. 57, A.,

Was referred to the General File.

No. 127, A.,

Was referred to the committee on Incorporations.

No. 283, A.,

Was referred to the committee on Roads and Bridges.

No. 328, A.,

Were referred to the committee on Military Affairs.

No 331, A.,

Was referred to the committee on Finance, Banks and Insurance,

No. 279, A.,

Was referred to the committee on State Affairs.

No. 165, A.,

Was referred to the committee on Railroads.

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### ADJOURNMENT.

On motion of Senator Fetzner,

The senate adjourned.

FRIDAY, APRIL 10th, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. W. L. Voelkner.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzner, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr—31.

Absent with leave—Senators Pratt and Reynolds—2.

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The Journal of Thursday was approved.

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### RESOLUTIONS INTRODUCED.

By Senator Bechtner:

Jt. Res. No. 51, S.,

*Resolved by the senate, the assembly concurring,* That Senator Kempf be permitted to introduce a bill authorizing the board of supervisors of Milwaukee county to provide a room for the new superior court created by an act of the legislature.

Adopted.

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### REPORTS OF COMMITTEES.

The Milwaukee Delegation, to whom was referred,  
No. 180, S.,

A bill to regulate the rendering of carcasses of horses, cattle and swine,



Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 549, A.,

A bill to amend section 764 of the revised statutes of 1878, to provide for the fees of register of deeds in all counties whose population exceeds one hundred and fifty thousand inhabitants,

Without recommendation.

No. 551, A.,

A bill to amend chapter 35 of the laws of 1889, entitled, "An act to amend the charter of the city of Milwaukee,"

With the recommendation that it be non concurred in.

No. 502, A.,

A bill to amend section 8, of chapter 8, of chapter 184, of the laws of 1874, entitled "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof,"

No. 516, A.,

A bill to create a pension fund for members of police and fire departments in certain cities of Wisconsin,

No. 99, A.,

A bill to amend chapter 124, laws of 1871, entitled, "an act to incorporate the trustees of the Milwaukee county orphan's board,"

With the recommendation that they be severally concurred in.

No. 811, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the Second ward of said city for the purpose of raising a fund with which to improve and repair streets of said ward.

With amendments, and that it be concurred in when so amended.

Jt. Res. No. 8, S.,

Providing for amending section 3, of article 2, of the constitution of the state of Wisconsin,

With a recommendation in favor of its passage, but further recommends its reference to the committee on Judiciary.

HERMAN KROEGER,

Chairman.

So ordered as to Jt. Res. No. 8, S.

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The committee on Assessment and Collection of Taxes, to whom was referred,

No. 737, A.,

A bill to exempt certain property from taxation, and amendatory of section 1038 of the revised statutes,

Have had the same under consideration, and have in-

structed me to report the same back with the recommendation that it be concurred in.

FRED W. HORN,  
Chairman.

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### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 392, A.,

A bill to amend chapter 36, laws of 1882, entitled, "An act to consolidate and amend chapter 322, laws of 1880, entitled, 'An act to consolidate and amend an act to incorporate the city of Madison, and the several acts amendatory thereof.'"

And has concurred in,

Jt. Res. No. 50, S.,

Respecting a committee to draft resolutions on the death of Judge Taylor.

And has amended and concurred in as amended,

No. 87 S.,

A bill to provide for the purchase and distribution of Sanborn & Berryman's annotated statutes and to appropriate money therefor,

No. 265, S.,

A bill to authorize the city of Milwaukee to issue bonds, for the construction of a bridge across the Milwaukee river.

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### ASSEMBLY MESSAGE CONSIDERED.

No. 392, A.,

Was referred to the committee on Incorporations.

The assembly amendments to

Nos. 87 and 265, S.,

Were concurred in.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 13, S.,

Joint resolution agreeing to a proposed amendment to subdivision 9, of section 31, of article IV, of the constitution of the state of Wisconsin.

WHEREAS, At the biennial of the legislature of the state for the year 1889, an amendment to the constitution of this

state was proposed and agreed to by a majority of the members elected to each of the two houses, which proposed amendment was in the following language:

*Resolved by the senate, the assembly concurring,* That the following be adopted as an amendment to the constitution of the state of Wisconsin.

That subdivision 9, of section 31, of article 4, of the constitution of the state of Wisconsin, be amended by inserting after the word "any," in said subdivision, the word "city," so that said subdivision when so amended shall read as follows:

9. For incorporating any city, town or village, or to amend the charter thereof.

*Resolved by the senate, the assembly concurring,* That the foregoing proposed amendment to the constitution of the state of Wisconsin be, and the same is hereby agreed to by this legislature.

The rules were suspended, and the resolution read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 27; noes, 4; absent or not voting, 2.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Koenitzer, Krøger, MacBride, Main, Miller, Nash, Persons, Phipps, Price, Stanchfield, Taylor, Voss and Woodnorth — 27.

Noes — Senators Kingston, Lees, Mead and Yahr — 4.

Absent or not voting — Senators Pratt and Reynolds — 2.

Jt. Res. No. 40, A.,

For the election of United States senators by vote of the people,

Was referred to the committee on Federal Relations.

Senator MacBride resigned from the committee appointed under Jt. Res. No. 50, S.

The president appointed Senator Clawson to fill the vacancy.

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## BILLS READY FOR A THIRD READING.

No. 97, S.,

A bill to provide more adequate facilities of physical and professional training at the Platteville and Whitewater normal schools,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 25; noes, 6; absent or not voting, 2.

The vote was as follows:

Ayes — Senators Avery, Bechtner, Burdge, [Clawson, Falconer, Fetzer, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Krøger, MacBride, Main, Mead,

Miller, Nash, Phipps, Price, Stanchfield, Taylor, Voss and Woodnorth—25.

Noes—Senators Apple, Conner, Horn, Lees, Persons and Yahr—6.

Absent or not voting—Senators Pratt and Reynolds—2.  
No. 108, S.,

A bill fixing the time in which it shall be unlawful to hunt wild deer in Ashland, Bayfield and Douglas counties, Was laid over until to-morrow.

No. 135, S.,

A bill to apportion the state into congressional districts, Was read a third time and passed.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 18; noes, 13; absent or not voting, 2.

The vote was as follows:

Ayes—Senators Apple, Conner, Falconer, Fetzer, Greene, Horn, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Persons, Voss, Woodnorth and Yahr—18.

Noes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Phipps, Price, Stanchfield and Taylor—13.

Absent or not voting—Senators Pratt and Reynolds—2.

No. 184, S.,

A bill for an act to limit the rate of speed of railroad trains in cities and incorporated villages,

No. 248, S.,

A bill to amend section 695 (as amended by chapter 149, laws of 1885), relating to county boards,

No. 330, S.,

A bill to authorize the Kickapoo Valley & Northern Railway company to construct and maintain a bridge across the Wisconsin river at or near the village of Wauzeka, in the county of Crawford,

Were read a third time and passed.

The clerk was instructed to correct the titles of 248 and 330, S., so as to conform with the body of the bills.

No. 264, S.,

A bill to appropriate to the Wisconsin State Firemen's Association a sum of money therein named,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 29; noes, 1; absent or not voting, 3.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr—29.

Noes—Senator Conner—1.

Absent or not voting—Senators Kingston, Pratt and Reynolds—3.



## BILLS ON THEIR THIRD READING.

No. 52, A.,

A bill to repeal chapter 455, of the laws of 1889, and to prevent deception in the sale of cheese,

No. 57, A.,

A bill to appropriate the sums of money therein named to the Wisconsin Industrial School for Girls,

No. 133, A.,

A bill to amend section 3533 of revised statutes to correspond with section 3164, of revised statutes, as it is amended by chapter 186, laws of 1889,

No. 155, A.,

A bill to amend chapter 134 of the laws of 1889, relating to the charter of the city of Onalaska,

No. 208, A.,

A bill to provide fishways in dams and other obstructions on the Brule river, in Douglas county,

No. 225, A.,

A bill relating to the appointment and salaries of under-sheriff and deputy sheriff in Milwaukee county, and to amend section 2 of laws of 1877 as amended by chapter 207 of the laws of 1882,

No. 285, A.,

A bill to amend section 1896, revised statutes, by creating sub-division 2 thereof, and to provide for the organization and management of corporations for the purpose of insuring property against accident from causes other than fire and lightning,

No. 326, A.,

A bill to amend section 5 of chapter 339, laws of 1889, entitled "an act to provide for the relief of indigent and needy union soldiers, etc.,"

Were severally ordered to a third reading.

The amendments to

No. 6, A.,

A bill to amend chapter 352, of the general laws of 1887, entitled, "An act to amend section 1771, of chapter 86, of the revised statutes of 1878, entitled, "Of the organization of corporations,"

No. 95, A.,

A bill to amend section 2637 of the revised statutes of Wisconsin, relating to service of summons in process upon aid or benefit associations or corporations, not having attorney or agents within this state,

No. 321, A.,

A bill to amend section 3, of sub-chapter 5, chapter 164, of the laws of Wisconsin for the year 1885, entitled "an act to revise the charter of the city of Chippewa Falls,"

Were severally adopted and the bills ordered to a third reading.



No. 166, A.,

A bill to amend chapter 319 of the laws of 1887, entitled, "an act relating to forms for and statements of licensed insurance companies, and amendatory of section 1971 of the revised statutes, entitled 'of insurance corporations,'"

No. 234, A.

A bill to secure religious freedom in public reformatories and prisons,

Were severally laid over.

No. 177, A.,

A bill to amend section 2 of chapter 439, of the laws of 1885, relating to the Wisconsin National Guard,

No. 212, A.,

A bill relating to the education of deaf mutes and blind,

Were recommitted to committee on Claims.

Senator Main offered the following amendments, to

No. 44, A.,

A bill prohibiting the selling, giving to, purchasing or procuring tobacco, opium or other narcotics in any form to certain minors,

Amend by striking out all of section 1, and renumber the remaining sections to conform with this amendment.

Senator Horn moved to lay the amendment on the table.

The senate refused.

The ayes and noes being demanded, it was decided in the negative: ayes, 5; noes, 23; absent or not voting 5.

The vote was as follows:

Ayes—Senators Apple, Conner, Falconer, Horn, and Mead.—5.

Noes—Senators Avery, Bechtner, Burdge, Clawson, Greene, Joiner, Kempf, Kennedy, Kidd, Koenitzer, Kroeger, Lees, MacBride, Main, Miller, Nash, Persons, Phipps, Price, Stanchfield, Taylor, Voss and Woodnorth—23.

Absent or not voting—Senators Fetzer, Kingston, Pratt, Reynolds and Yahr—5.

The amendment was then adopted and the bill ordered to a third reading.

The amendment to

No. 60, A.,

A bill to provide for state depositories and regulate the deposit of public moneys therein,

Was adopted.

On motion of Senator Phipps,

The bill was laid over.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 17; noes, 14; absent or not voting, 2.

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kennedy, Kidd, MacBride, Main, Miller, Persons, Phipps, Price, Stanchfield, Taylor and Woodnorth—17.

Noes—Senators Apple, Conner, Falconer, Fetzer, Greene,

Horn, Kingston, Koenitzer, Kroeger, Lees, Mead, Nash, Voss and Yahr—14.

Absent or not voting—Senators Pratt and Reynolds—2.

No. 64, A.,

A bill relating to justices of the peace and constables in certain cities and villages, and relating to appeals therefrom,

Was non-concurred in.

On motion of Senator Apple,

The rules were suspended, and

No. 189, A.,

A bill granting to the United States jurisdiction over certain lands in Racine county,

Was read a third time and concurred in.

No. 217, A.,

A bill to amend section 2, of chapter 296, of the laws of 1885, as amended by section 1, of chapter 404, of the laws of 1887, relating to excise and sale of intoxicating liquors,

Was refused a third reading.

No. 327, A.,

A bill to provide for the Wisconsin National Guard retired list,

Was indefinitely postponed.

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On motion of Senator Lee,

The senate took a recess until 7:30 o'clock this evening.

7:30 O'CLOCK P. M.

The senate was called to order by the president.

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### LETTERS, PETITIONS, ETC.

By Senator Joiner:

Pet. No. 125, S.,

Petition of Richard Tayne, and 100 citizens of Iowa county, against the passage of No. 626, A.

To the general file.

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On motion of Senator Woodnorth,

The vote by which

No. 327, A.,

A bill to provide for the Wisconsin National Guard retired list,

Was indefinitely postponed,

Was reconsidered and the bill recommitted to the committee on Military Affairs.

On motion of Senator Clawson,

The assembly was requested to return

Jt. Res. No. 45, A.,

Fixing the time for final adjournment of the legislature,  
For further consideration.

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### REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,

No. 179, S.,

A bill to amend chapter 187 of the revised statutes, relating to the sale, transportation and packing of unwholesome, stale, emaciated, blown, putrid or measly flesh of deceased animals,

No. 79, S.,

A bill to prevent and punish frauds in sales of wearing apparel at public or private sale by itinerant venders and to regulate such sales,

Have had the same under consideration, and have in-

structed me to report the same back with amendments, and recommend their passage when so amended.

No. 249, A.,

A bill to confer certain police powers upon agents of Wisconsin humane societies,

No. 356, A.,

A bill to provide for the registration in probate for Green Lake county,

No. 434, A.,

A bill to authorize the electors of the second ward of the city of Neenah to vote in the first ward of said city,

No. 320, A.,

A bill to amend chapter 381, of laws of Wisconsin for the year 1885, relating to the municipal court for the county of Chippewa,

With the recommendation that they be concurred in.

No. 131, A.,

A bill to provide for the incorporation of trust, annuity, guaranty, safe deposit and security companies, and to repeal chapter 158, laws of 1887, entitled "An act to amend chapter 8, of the laws of 1885, entitled an act to provide for the organization of trust companies," and the repeal of chapter 33, laws of 1885, entitled an act to provide for the organization of trust companies, and to repeal chapter 294, of the laws of 1883, entitled, "an act to provide for the organization of trust companies."

With amendments and recommend that it be concurred in when so amended.

No. 200, S.,

A bill relating to the manner of conducting elections, to secure the purity and secrecy of the ballot,

Senator Clawson dissenting and Senator Taylor dissenting to the change of form of ballot.

No. 341, S.,

A bill to fix the time for holding court in the sixth judicial circuit,

With the recommendation that they do pass.

No. 123, S.,

A bill to provide for the appointment and to prescribe the duties of a state bank examiner,

For the purpose of considering the constitutionality of the same,

And that, in the opinion of the committee the bill does not conflict with the constitution.

No. 145, A.,

A bill to amend section 4256, revised statutes, so as to extend the right of action to a dependent sister or brother,

No. 545, A.,

A bill to repeal chapter 474, of the laws of 1887,

No. 293, A.,

A bill to authorize justices of the peace elected in the sev-

eral wards of the city of Kewaunee to keep their offices and to perform their duties in any part of said city,

No. 294, A.,

A bill relating to the city of Kewaunee and to confer upon the common council thereof certain additional powers,

No. 383, A.,

A bill creating the first Monday in September in each year a legal holiday, to be known as Artisans' day, and to amend section 2577 of the revised statutes and the acts amendatory thereof,

No. 388, A.,

A bill in relation to amendment to the charter of village of Tunnel City, Monroe county, Wis.,

With the recommendation that they be non-concurred in.

No. 482, A.,

A bill to amend section 2501, revised statutes of 1878, as amended by section 3, chapter 256 of the laws of 1879, appertaining to the municipal court for Milwaukee county,

No. 483, A.,

A bill to amend section 2573, of the revised statutes as amended by chapter 200, laws of 1870, as amended by chapter 378, laws of 1887, relating to municipal court for Milwaukee county,

With the recommendation that they be referred to the Milwaukee Delegation.

No. 54, S.,

A bill to provide for the probate of heirship, to limit the lien of debts upon the real estate of deceased persons,

No. 69, S.,

A bill to provide that mortgages of real property shall be null and void in certain cases,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be indefinitely postponed,

Senator Mead dissenting as to No. 123, S.

M. C. MEAD,  
Acting Chairman.

So ordered as to Nos. 482 and 483, A.

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The committee on Finance, Banks and Insurance, to whom was referred,

No. 331, A.,

A bill to amend chapter 305 of laws of 1887, relating to the organization of local insurance companies in the cities and villages of this state, and chapter 211, laws of 1889, amendatory thereof,

No. 333 A.,

A bill to enable religious and church corporations to form fire insurance companies for the purpose of insuring church property,

Have had the same under consideration, and have in-



structed me to report the same back with amendments, and with the recommendation that they severally be concurred in when so amended.

E. W. PERSONS,  
Chairman.

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The committee on Apportionment, to whom was referred,  
No. 136, S.,

A bill to apportion the state into senate and assembly districts,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass and that the same be printed.

Senators Kidd and Stanchfield --- and Assemblymen Babcock, Dike, Osborne and Rosenkrans, dissenting.

WALTER S. GREENE,  
Chairman.

Ordered printed.

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The committee on Enrolled Bills, have examined and find correctly enrolled:

No. 16, S.,

A bill to abolish the State Board of Supervision and the State Board of Charities and Reform, and to create the State Board of Control of Reformatory, Charitable and Penal Institutions, and making an appropriation therefor,

No. 32, S.,

A bill to authorize P. Hynes, his associates and assigns, to improve Iron River for log driving purposes and to charge and tolls and boomage thereon,

No. 87, S.,

A bill to provide for the purchase and distribution of Sanborn & Berryman's Annotated Statutes, and to appropriate money therefor,

No. 265, S.,

A bill to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river,

No. 342, S.,

A bill to amend chapter 238 of the laws of 1882, entitled "an act to incorporate the city of Monroe."

No. 171, S.,

A bill to regulate rendering and fertilizing in the county of Ozaukee,

No. 188, S.,

A bill granting to James Reynolds the right to complete the draining of certain swamp and other lands.

WM. F. VOSS,  
Chairman.

## MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof.

Mr. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 63, A.,

A bill relating to liens upon logs, timber, lumber, cord-wood, railroad ties, poles, tan and other bark piling telegraph telephone poles, fence posts, paving timber, mining timber, stave bolts and staves,

No. 163, A.,

A bill to amend the charter of the city of Milwaukee in relation to street sprinkling,

No. 204, A.,

A bill conferring additional jurisdiction on the county courts of Portage county,

No. 256, A.,

A bill to amend chapter 477, of the laws of 1889, relating to fishways in Rock river,

No. 286, A.,

A bill relating to fishways in La Crosse river, in the county of La Crosse, Wisconsin,

No. 322, A.,

A bill relating to the obtaining of patents for swamp and overflowed lands in certain cases,

No. 324, A.,

A bill to amend chapter 252 of the laws of 1887 entitled, "An act to incorporate the city of Durand,"

No. 375, A.,

A bill making the Scribner rule the standard rule of the state of Wisconsin for scaling logs,

No. 411, A.,

A bill making an appropriation to the state fish commission for enlarging the state fish hatchery,

No. 464, A.,

A bill for the preservation of trout in the waters of Osceola creek, in Polk county, Wisconsin,

No. 470, A.,

A bill to provide for the organization of drainage districts, and for the construction, maintenance and repair of drains, ditches and levees in certain cases,

No. 492, A.,

A bill to revise the charter of the city of Ft. Howard,

No. 689, A.,

A bill to amend section 10, of chapter 177, of volume 2, of the laws of Wisconsin for the year 1889,

No. 699, A.,

A bill to amend section 1448 of the revised statutes, relating to the sale of lots by trustees of cemetery associations,

No. 794, A.,

A bill to amend section 5 of chapter 523, laws of 1889, entitled, "an act relating to banks and banking,"

No. 803, A.,

A bill to amend section 905 of the revised statutes, relating to villages,

No. 831, A.,

A bill amending section 5 of chapter 15 of chapter 154 of the laws of 1882, relating to the city of Chippewa Falls, Wisconsin,

No. 844, A.,

A bill to change the time for holding terms of court in Brown county.

And has concurred in

No. 15, S.,

A bill to provide for the purchase of certain digests of Wisconsin reports,

No. 23, S.,

Directing the state treasurer to credit certain moneys to the Chicago, St. Paul, Minneapolis & Omaha railway company for excess of taxes heretofore paid,

No. 45, S.,

A bill to repeal section 5, of chapter 512, of the laws of 1870, entitled, "an act to amend chapter 232, of the private and local laws of 1866, entitled, 'an act to incorporate the Oshkosh & Mississippi River Railroad company,'"

No. 81, S.,

A bill to amend section 16, of chapter 377, of the laws of 1882, as amended by section 2, of chapter 144, of the laws of 1889, relating to the state public school,

No. 99, S.,

A bill to authorize George Clayton and Charles E. Parks to construct and maintain a dam across the Eau Claire river, in Marathon county,

No. 101, S.,

A bill to amend section 18, of chapter 377, of the laws of 1885, relating to the commitment of dependent children,

No. 131, S.,

A bill relating to trustees of county asylums for chronic insane,

No. 158, S.,

A bill to authorize Bertin Ramsey and Charles H. Jones, their successors and assigns, to improve the south branch of Pine river in Forest county, Wisconsin, and to collect tolls therefor,

No. 334, S.,

A bill to appropriate to the governor's contingent fund a sum of money therein named.

And has amended and concurred in as amended,

No. 80, S.,

A bill to appropriate the sums of money herein named to charitable, reformatory and penal institutions of the state,

- No. 157, S,  
A bill relating to the commitment of dependent children,  
No. 187, S,  
A bill to amend chapter 54 of the laws of 1885, entitled,  
"An act to incorporate the city of Viroqua,"  
No. 84, S,  
A bill relating to the swamp lands in the county of Jackson, and to make an appropriation therefor,  
No. 98, S.,  
A bill relating to the relief and support of the poor, and amendatory of chapter 63 of the revised statutes of 1878.  
And has concurred in  
Jt. Res. No. 51, S.,  
Permitting Senator Kempf to introduce a bill.  
And has adopted and asks the concurrence of the senate  
in  
Jt. Res. No. 48, A.,  
Permitting L. H. Smith to introduce a bill.  
And has concurred in the senate amendments to  
No. 4, A.,  
A bill to repeal chapter 462 of the laws of 1889, entitled,  
"An act to authorize the building and maintenance of a toll bridge across the Wisconsin river in Wood county, between the cities of Grand Rapids and Centralia,"  
Jt. Res. No. 45, A.,  
Fixing the time for final adjournment of the legislature.  
And has adopted and asks the concurrence of the senate  
in  
Jt. Res. No. 49, A.,  
Granting leave to L. H. Mead to introduce a bill.  
And has concurred in  
No. 188, S.,  
A bill granting to Jas. Reynolds, his heirs and assigns, the right to complete the drainage of certain overflowed lands in the counties of Waukesha and Racine,  
No. 171, S.,  
A bill to authorize the purchase and use of a certain tract of land in Ozaukee county for the purpose of utilizing offal, garbage and night soil.  
And returns as requested  
Jt. Res. No. 45, A.,  
Fixing the time for final adjournment of the legislature.
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#### ASSEMBLY MESSAGE CONSIDERED.

- Nos. 201, 266, 322, 470, 689, 699 and 844, A.,  
Were referred to the committee on Judiciary.  
Nos. 63, 286 and 464, A.,  
Were referred to committee on State Affairs.

Nos. 324, 492, 803, and 831, A.,

Were referred to committee on Incorporations.

No. 163, A.,

Was referred to the Milwaukee Delegation.

No. 375, A.,

Was referred to the committee on Manufacturing and Commerce.

No. 411, A.,

Was referred to General File.

No. 194, A.,

Was referred to the committee on Finance, Banks and Insurance.

Jt. Res Nos. 48 and 49, A.,

Were concurred in.

The assembly amendments to,

Nos. 80, 187 and 98, S.,

Were concurred in.

The assembly emendments to,

No. 84, S.,

Were concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 23; noes, none: absent or not voting, 10.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Conner, Fetzer, Greene, Joiner, Kempf, Kidd, Kingston, Kroeger, Lees, Main, Mead, Miller, Nash, Persons, Phipps, Price, Voss, Woodnorth and Yahr—23.

Noes—None.

Absent or not voting—Senators Clawson, Falconer, Horn, Kennedy, Koenitzer, MacBride, Pratt, Reynolds, Stanchfield and Taylor—10.

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Senator Mead was called to the chair.

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### BILLS ON THEIR THIRD READING.

No. 591, A.,

A bill to amend section 2219, of the revised statutes, relating to the acknowledgment of conveyances,

No. 394, A.,

A bill to amend sections 1 and 3, of chapter 251 of the laws of 1883, in regard to text books,

No. 406, A.,

A bill relating to public lands and providing for the protection from trespass on public lands, repealing sections 238, 239 and 241 of the revised statutes of 1870, and chapter 444 of the laws of 1885,



No. 416, A.,

A bill to provide what shall be due proof of the service of notices and other papers authorized or required by law to be served,

No. 421, A.,

A bill relating to the election of officers of villages and amendatory of section 875 of the revised statutes, as amended by chapter 16, laws of 1889,

No. 455, A.,

A bill to amend certain sections of the revised statutes therein named,

No. 467, A.,

A bill to amend section 1, of chapter 234, of the laws of 1887, relating to the appointment of a register in probate for Racine county,

No. 473, A.,

A bill relating to proceedings in criminal cases in justice courts and before magistrates, and amendatory of sections 4745 and 4746, of the revised statutes,

No. 484, A.,

A bill to amend section 2511 of the revised statutes for 1878, as amended by section 4, chapter 256, laws of 1879, appertaining to the municipal court of the city and county of Milwaukee.

No. 490, A.,

A bill to amend the charter of the city of Green Bay,

No. 564, A.,

A bill to amend chapter 207, laws of 1879,

No. 588, A.,

A bill to amend section 1, of chapter 404, laws of 1889, relating to defects in recorded instruments,

No. 674, A.,

A bill providing for condemnation of lands in certain cases,

No. 700, A.,

A bill to amend section 2, of chapter 115, of the general laws of Wisconsin for the year 1887, relating to cemetery associations,

No. 718, A.,

A bill to amend the law relating to villages,

No. 734, A.,

A bill providing for the distribution of public documents,

No. 746, A.,

A bill to authorize James McCrossen, J. T. Barber, their assigns and legal representatives, to build and maintain dams and improve the navigation of the west branch of Montreal river in Ashland county, for the purpose of running, rafting, cribbing, towing, storing, assorting and delivering logs, timber and lumber thereon, and to repeal chapter 407, laws 1887,

No. 767, A.,

A bill to amend section 4031, of chapter 175, of the revised statutes, entitled, "Of appeals and miscellaneous provisions,"

No. 783, A.,

A bill to permit the erection of monuments in the capitol park,

No. 795, A.,

A bill to amend chapter 49 of the laws of 1887, entitled, "an act to incorporate the city of Onalaska,"

No. 818, A.,

A bill to prohibit discrimination in insurance contracts,  
Were severally ordered to a third reading.

The amendments to

No. 393, A.,

A bill to amend chapter 244 of the laws of 1889, relating to improvement of streets in the city of Madison,

No. 612, A.,

A bill in reference to the salaries of circuit judges,  
Were adopted, and the bills ordered to a third reading.

No. 433, A.,

A bill relating to the publication of the Blue Book, and amending certain acts,

Was recommitted to the committee on Claims.

On motion of Senator Apple,

The rules were suspended, and

No. 509, A.,

A bill to amend the charter of the city of Kenosha,  
Was read a third time and concurred in.

No. 776, A.,

A bill to amend chapter 197 of the laws of 1881, entitled "an act to re-establish a municipal court in Rock county,"  
Was laid over.

No. 592, A.,

A bill to provide for the improvement of the harbor in the city of Superior.

Was laid over until Tuesday.

No. 712, A.,

A bill to amend section 1, of chapter 465, of the laws of 1889, relating to free high schools,

Was returned to the assembly for further consideration.

No. 764, A.,

A bill to amend chapter 129 of the revised statutes, entitled, "of costs and fees allowed to parties in circuit court,"  
Was non-concurred in.

No. 360, A.,

A bill relating to the compensation of newspapers for publishing state laws, and amendatory of section 331, R. S. of 1878, amended by chapter 302, laws of 1882, and chapter 343, laws of 1885,

Was indefinitely postponed.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 22; noes, 2; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Clawson, Fetzter, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Miller, Nash, Phipps, Price, Taylor, Woodnorth and Yahr—22.

Noes—Senators Lees and Persons—2.

Absent or not voting—Senators Apple, Conner, Falconer, Horn, Kennedy, Pratt, Reynolds, Stanchfield and Voss—9.

Senator Apple was paired with Senator Stanchfield.

Senator Conner was paired with Senator Kennedy.

Senators Apple and Conner would have voted no.

Senators Stanchfield and Kennedy would have voted yes.

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### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 177, S.,

A bill to establish an intermediate prison and to appropriate money therefor,

Was ordered engrossed and read a third time,

The ayes and noes being demanded, it was decided in the affirmative: ayes, 13; noes, 12; absent or not voting, 8.

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Nash, Phipps, Price and Woodnorth—13.

Noes—Senators Apple, Conner, Fetzter, Greene, Kingston, Koenitzer, Kreoger, Lees, Mead, Persons, Voss and Yahr—12.

Absent or not voting—Senators Falconer, Horn, Kennedy, MacBride, Pratt, Reynolds, Stanchfield and Taylor—8.

The amendments to

No. 92, S.,

A bill to appropriate to John Fetzter a sum of money therein named,

No. 107, S.,

A bill to suppress foul brood among bees, and making an appropriation therefor,

No. 178, S.,

A bill to authorize the state board of supervision to construct fire escapes on the northern hospital for insane and the state hospital for insane, and to appropriate money therefor,

No. 194, S.,

A bill to appropriate to Hon. E. Scofield, a sum of money named therein,

Were adopted, and the bills ordered engrossed and read a third time.

No. 250, S.,

A bill to amend chapter 455 of the laws of 1889, entitled, "An act to prevent deception in the sale of cheese,"

Was referred to a committee of one consisting of Senator Burdge.

No. 257, S.,

A bill to prescribe the number and duties of the legislative employes, fixing their compensation and providing for the printing of all bills, memorials, joint resolutions and the journals of each house,

Was recommitted to committee on Claims.

No. 323, S.,

A bill to amend chapter 452, laws of 1889, entitled, "An act to create the office of dairy and food commissioner, to prescribe his duties, and to make an appropriation,"

Was laid over.

No. 130, S.,

A bill to repeal chapter 368, of the laws of 1889, and chapter 193, of the laws of 1887, and sections 4381 and 4382, of the revised statutes, relating to the crime of rape, and providing a substitute therefor,

Was indefinitely postponed.

On motion of Senator Avery,

The rules were suspended, and

No. 293, S.,

A bill to submit to the people an amendment to subdivision 9 of section 31 of article IV of the constitution of the state of Wisconsin,

WHEREAS, At the biennial session of the legislature of this state for the year 1889, an amendment to the constitution of this state was proposed and agreed to by a majority of the members elected to each of the two houses, which proposed amendment was in the following language:

*Resolved by the senate, the assembly concurring,* That subdivision 9, of section 31, of article IV, of the constitution of the state of Wisconsin, be amended by inserting after the word "any" in said subdivision, the word "city," so that said subdivision when so amended shall read as follows:

For incorporating any city, town or village, or to amend the charter thereof.

And whereas, the foregoing proposed amendment to the constitution of this state was duly agreed to in the legislature of this state, chosen at the general election in November, 1890, by a majority of all the members elected to each house thereof; therefore,

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

Section 1. The foregoing proposed amendment to the constitution of the state of Wisconsin shall be submitted to the people of this state at a general election to be held on the Tuesday next succeeding the first Monday in Novem-



ber, A. D. 1892; and if the people shall approve and ratify such amendment by a majority of the electors voting thereon, such amendment shall become a part of the constitution of this state.

Section 2. The form of ballot in voting to approve and ratify such amendment shall be: "For the amendment to subdivision 9, of section 31, of article 4, of the constitution," if against the same, "against the amendment to subdivision 9, of section 31, of article 4, of the constitution," which shall be printed on the official ballot, and all persons qualified to vote at any election in this state shall be deemed voters on this question.

Section 3. The votes cast approving and ratifying, or approving such amendment, shall be counted and returned by the inspectors of the election in all respects as votes for state officers are counted and returned, and the officers in counties now designated by law to canvass the returns of votes for state officers, shall canvass the returns in their respective counties on this question, and certify and return the result to the state canvassers, at the same time and places, and under the same regulations and restrictions now provided by law for canvassing and declaring the returns for elections of state officers; and the state canvassers shall canvass said returns, certified by them as provided by law in case of elections for state officers.

Section 4. Within three days after the determination of said canvass by the state canvassers, they shall certify the result thereof to the governor, who shall thereupon without delay, make proclamation of the result.

Section 5. The secretary of state is hereby required to include the substance of this act in the notice of the general election for the year 1892.

Section 6. This act shall take effect and be in force from and after its passage and publication.

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 25; noes, none; absent or not voting, 8.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Fetzer, Greene, Joiner, Kempf, Kidd, Koenitzer, Kroeger, Lees, Main, Mead, Miller, Nash, Persons, Phipps, Price, Taylor, Voss, Woodnorth and Yahr—25.

Noes—None.

Absent or not voting—Senators Falconer, Horn, Kennedy, Kingston, MacBride, Pratt, Reynolds and Stanchfield—8.

On motion of Senator Clawson,

No. 340, S.,

A bill to amend section 331 of the annotated statutes of Wisconsin,

Was taken up for consideration.

Senator Clawson offered the following amendment:



Amend senate bill No. 340 by adding to section 1 of printed bill the following words: And an index of subjects with reference to chapters by numbers whose index shall be prepared by the secretary of state.

Which was adopted,

And the bill was ordered engrossed and read a third time.

On motion of Senator Bechtner,

No. 223, S.,

A bill to amend chapter 452, laws of 1889, entitled, "an act to create the office of dairy and food commissioner, to prescribe his duties and to make an appropriation,

Section 1. Section 4, of said chapter 452, of the laws of 1889, is hereby amended so that the same shall read as follows: Section 4. Said commissioner or any of his assistants shall have power in the performance of his official duties to enter into any creamery, factory, store, salesroom, warehouse, depot, railway car, steamboat, vessel, express office or other place or building where he has reason to believe that any food or drink or drug is made, prepared, sold or offered for sale, stored, shipped or awaiting shipment, and to open any cask, tub, package or receptacle of any kind containing, or supposed to contain any such article, and to examine or cause to be examined and analyzed the contents thereof, and the commissioner or any of his assistants may seize or take any article of food or drink or drug for analysis, but if the person from whom such sample is taken shall request him to do so, he shall at the same time, and in the presence of the person from whom such property is taken, securely seal up two samples of the article seized or taken, the one of which shall be for examination or analysis under the direction of the commissioner, and the other of which shall be delivered to the person from whom the articles were taken. All clerks, book-keepers, express agents, railroad officials and employes or common carriers, shall render to said commissioner and assistants all the assistance in their power when so requested, in tracing, finding and discovering the presence of any article of food or drink or drug, of which a sample may be desired for analysis, and any person who shall obstruct the commissioner or any of his assistants by refusing to allow him entrance to any place which he desires to enter in the discharge of his official duty, or who refuses to deliver to him a sample of any article of food or drink or drug made, sold, shipped or consigned or offered or exposed for sale by such persons, when the same is requested and when the value thereof is tendered, and any clerk, bookkeeper, express agent, railroad official or employe or common carrier, who shall refuse or neglect to render such assistance as may be in his power shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not exceeding twenty-five dollars for the first offense, and not ex-

ceeding five hundred dollars or less than fifty dollars for each subsequent offense.

Section 2. Section 5, of said chapter 452, is hereby amended so that the same shall read as follows: Section 5. It shall be the duty of the district attorney in any county of the state, when called upon by the commissioner or any of his assistants, to render any legal assistance in his power and to execute the laws and to prosecute cases arising under the provisions of this act, and all fines and penalties collected in any prosecution begun or caused to be begun by said commissioner or his assistant shall be paid into the state treasury to the credit of the school fund.

Section 2. This act shall take effect and be in force from and after its passage and publication.

Was ordered printed in the journal.

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### LEAVE OF ABSENCE

Leave of absence was granted Senators Price, MacBride and Falconer until Monday evening.

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Senator Clawson moved that the vote by which,  
Jt. Res. No. 45, A.,  
Was concurred in be reconsidered.

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### ADJOURNMENT.

Senator Taylor moved that the senate adjourn.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 13; noes, 11; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Avery, Burdge, Fetzer, Kidd, Koenitzer, Lees, Main, Mead, Miller, Phipps, Price, Taylor and Yahr.—13.

Noes—Senators Apple, Bechtner, Clawson, Conner, Greene, Joiner, Kempf, Kroeger, Nash, Persons and Woodnorth.—11.

Absent or not voting—Senators Falconer, Horn, Kennedy, Kingston, MacBride, Pratt, Reynolds, Stanchfield and Voss—9.

SATURDAY, APRIL 11th, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. W. L. Voelkner.

The roll was called and the following senators answered to their names:

Senators Bechtner, Burdge, Clawson, Conner, Fetzer, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, Main, Mead, Miller, Persons, Phipps, Taylor, Woodnorth and Yahr—22.

Absent with leave—Senators Falconer, MacBride, Pratt, Price and Reynolds—5.

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The Journal of Friday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senators Koenitzer and Stanchfield until Monday evening.

Senators Apple, Conner and Phipps until Tuesday.

Senator Horn until Wednesday.

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#### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Kidd:

No. 345, S.,

A bill authorizing the village of Cassville to establish an academy and to assess, levy and collect taxes for the erec-

tion and maintainence thereof, and to issue bonds for the purpose of borrowing money to build and maintain the same for other purposes.

To committee on Judiciary.

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### LETTERS, PETITIONS, ETC.

By Senator Phipps:

Pet. No. 126, S.,

Petition of James Wickham, and others, members of the bar of Eau Claire, against the repeal of chapter 128, laws of 1889, relating to court reporters.

To committee on Judiciary.

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### REPORTS OF COMMITTEES.

The committee on Privileges and Elections, to whom was referred,

No. 155, S.,

A bill to repeal all laws providing for the preservation and recount of ballots,

Have had the same under consideration and have instructed me to report the same back with an amendment, and recommend its passage when so amended.

ROBT. LEES,  
Chairman.

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The committee on Incorporations, to whom was referred,  
No. 127, A.,

A bill to authorize the city of Stevens Point to borrow money to pay its indebtedness for railroad purposes,

No. 324, A.,

A bill to amend chapter 252 of the laws of 1887 entitled, "An act to incorporate the city of Durand,"

No. 392, A.,

A bill to amend chapter 36, laws of 1882, entitled, "An act to consolidate and amend chapter 322, laws of 1880, entitled "An act to consolidate and amend an act to incorporate the city of Madison, and the several acts amendatory thereof,"

No. 752, A.,

A bill to amend section 1774 of the revised statutes, relating to the organization of corporations,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they severally be concurred in.

E. W. PERSONS,  
Acting Chairman.

The Milwaukee Delegation, to whom was referred,

No. 482, A.,

A bill to amend section 2501, revised statutes of 1878, as amended by section 3, chapter 256 of the laws of 1879, appertaining to the municipal court for Milwaukee county,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

No. 483, A.,

A bill to amend section 2573, of the revised statutes as amended by chapter 200, laws of 1870, as amended by chapter 378, laws of 1887, relating to municipal court for Milwaukee county,

With the recommendation that it be concurred in.

HERMAN KROEGER,

Chairman.

Senator Kroeger dissenting as to the raise of salary of clerk of municipal courts.

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On motion of Senator Kroeger,

The rules were suspended, and

No. 482, A.,

Was read a third time and concurred in.

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#### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 743, A.,

A bill to amend chapter 204, of the general laws 1879, as amended by chapter 246, of the general laws of 1881, by chapter 249 of the general laws of 1882, chapter 94 of general laws of 1883, chapter 458 of general laws of 1885, chapter 42, chapter 198, chapter 509 and chapter 504, general laws of 1887,

No. 425, A.,

A bill to authorize the city of Kewannee to build a bridge across the Kewaunee river and issue its corporate bonds therefor,

No. 443, A.,

A bill to extend the limits of the city of Manitowoc, by annexation of adjacent territory,

No. 687, A.,

A bill for an act to limit the rate of speed of railroad trains and locomotives in incorporated villages and cities,



## ASSEMBLY MESSAGE CONSIDERED.

Nos. 425 and 443, A.,

Were referred to the committee on Incorporations.

No. 743, A.,

Was referred to the committee on Judiciary.

No. 687, A.,

Was referred to the committee on Railroads.

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BILLS READY FOR A THIRD READING.

Senator Kingston offered the following amendments to  
No. 108, S.,

A bill fixing the time in which it shall be unlawful to hunt  
wild deer in Ashland, Bayfield and Douglas counties,

Amend by inserting after the word "succeeding," where  
the same occurs in the fourth line of the printed bill the fol-  
lowing:

And any person violating any of the provisions of this act  
shall be punished for each offense by a fine of not less than  
five dollars nor more than fifty dollars or by imprisonment  
in the county jail for a period not exceeding three months.

Which was adopted, and the bill read a third time and  
passed.

On motion of Senator Main,

No. 63, S.,

A bill to amend chapter 443, of the laws of 1889, amend-  
atory of the laws of 1887, entitled, "an act to secure better  
preservation of game."

Was taken from the committee on State Affairs and re-  
committed to the committee on Incorporations.

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Senator Clawson was called to the chair.

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No. 6, A.,

A bill to amend chapter 352, of the general laws of 1887,  
entitled, "An act to amend section 1771 of chapter 86 of the  
R. S. of 1878, entitled, 'Of the organization of corpora-  
tions,'"

No. 44, A.,

A bill prohibiting the selling, giving to, purchasing or procuring tobacco, opium or other narcotics in any form to certain minors,

No. 52, A.,

A bill to repeal chapter 455, of the laws of 1889, and to prevent deception in the sale of cheese,

No. 95, A.,

A bill to amend section 2637 of the revised statutes of Wisconsin, relating to service of summons in process upon aid or benefit associations or corporations, not having attorney or agents within this state,

No. 155, A.,

A bill to amend chapter 134, of the laws of 1889, relating to the charter of the city of Onalaska,

No. 208, A.,

A bill to provide fishways in dams and other obstructions on the Brule river, in Douglas county,

No. 225, A.,

A bill relating to the appointment and salaries of undersheriffs and deputy sheriffs in Milwaukee county, and to amend section 2, of the laws of 1877, as amended by chapter 207 of the laws of 1882,

No. 285, A.,

A bill to amend section 1896, revised statutes, by creating sub-division 2 thereof, and to provide for the organization and management of corporations for the purpose of insuring property against accident from causes other than fire and lightning,

No. 326, A.,

A bill to amend section 5 of chapter 339, laws of 1889, entitled, "An act to provide for the relief of indigent and needy Union soldiers," etc.,

No. 391, A.,

A bill to amend section 2219, of the revised statutes, relating to the acknowledgment of conveyances,

No. 393, A.,

A bill to amend chapter 244 of the laws of 1889, relating to improvement of streets in the city of Madison,

No. 406, A.,

A bill relating to public lands and providing for the protection from trespass on public lands, repealing sections 238, 239 and 241 of the revised statutes of 1870, and chapter 444 of the laws of 1885,

No. 416, A.,

A bill to provide what shall be due proof of the service of notices and other papers authorized or required by law to be served,

No. 421, A.,

A bill relating to the election of officers of villages and amendatory of section 875, of the revised statutes, as amended by chapter 16, laws of 1889,

No. 455, A.,

A bill to amend certain sections of the revised statutes therein named,

No. 467, A.,

A bill to amend section 1, of chapter 234, of the laws of 1887, relating to the appointment of a register in probate for Racine county,

No. 473, A.,

A bill relating to proceedings in criminal cases in justice courts, and before magistrates, and amendatory of sections 4745 and 4746 of the revised statutes,

No. 484, A.,

A bill to amend section 2511 of the revised statutes for 1878, as amended by section 4, chapter 256, laws of 1879, appertaining to the municipal court of the city and county of Milwaukee,

No. 490, A.,

A bill to amend the charter of the city of Green Bay,

No. 564, A.,

A bill to amend chapter 207, laws of 1879,

No. 588, A.,

A bill to amend section 1, of chapter 404, laws of 1889, relating to defects in recorded instruments,

No. 674, A.,

A bill providing for condemnation of lands in certain cases,

No. 700, A.,

A bill to amend section 2, of chapter 115, of the general laws of Wisconsin for the year 1837, relating to cemetery associations,

No. 746, A.,

A bill to authorize James McCrossen, J. T. Barber, their assigns and legal representatives, to build dams and improve the navigation of the west branch of Montreal river, in Ashland county, for the purpose of running, rafting, cribbing, towing, storing, assorting and delivering logs, timber and lumber thereon, and to repeal chapter 407, laws of 1887,

No. 767, A.,

A bill to amend section 4031, of chapter 175, of the revised statutes, entitled, "of appeals and miscellaneous provisions,"

No. 783, A.,

A bill to permit the erection of monuments in the capitol park,

No. 795, A.,

A bill amending the charter of the city of Onalaska,

No. 818, A.,

A bill to prohibit discrimination in insurance contracts,  
Were severally read a third time and concurred in.

No. 133, A.,

A bill to amend section 3533 of revised statutes to corres-

pond with section 3164, of revised statutes, as it is amended by chapter 186, laws of 1889,

Was read a third time and concurred in.

The title was corrected to read as follows:

A bill to amend section 3164, of the revised statutes, as amended by chapter 186 of the laws of 1889, and section 3533 of the revised statutes, relating to interest on judgments in foreclosure.

No. 57, A.,

A bill to appropriate the sums of money therein named to the Wisconsin Industrial School for Girls,

Was concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 22; noes, none; absent or not voting, 11.

The vote was as follows:

Ayes — Senators Bechtner, Burdge, Clawson, Conner, Fetzner, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, Main, Mead, Miller, Persons, Phipps, Taylor, Woodnorth and Yahr—22.

Noes— None.

Absent or not voting — Senators Apple, Avery, Falconer, Horn, MacBride, Nash, Pratt, Price, Reynolds, Stanchfield and Voss—11.

No. 718, A.,

A bill to amend the law relating to villages,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 22; noes, none; absent or not voting, 11.

The vote was as follows:

Ayes — Senators Bechtner, Burdge, Clawson, Conner, Fetzner, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, Main, Mead, Miller, Persons, Phipps, Taylor, Woodnorth and Yahr — 22.

Noes — None.

Absent or not voting — Senators Apple, Avery, Falconer, Horn, MacBride, Nash, Pratt, Price, Reynolds, Stanchfield and Voss—11.

No. 734, A.,

A bill for the distribution of public documents,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 15; noes, 5; absent or not voting, 12.

The vote was as follows:

Ayes — Senators Bechtner, Burdge, Clawson, Fetzner, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Main, Mead, Miller, Taylor and Woodnorth—16.

Noes—Senators Conner, Kroeger, Lees, Persons, and Yahr—5.

Absent or not voting—Senators Apple, Avery, Falconer, Horn, MacBride, Nash, Phipps, Pratt, Price, Reynolds, Stanchfield and Voss—12.

No. 321, A.,

A bill to amend section 3 of sub-chapter 5 of chapter 164, of laws of Wisconsin for the year 1885, entitled "an act to revise the charter of city of Chippewa Falls,"

Was laid over until Thursday.

No. 394, A.,

A bill to amend sections 1 and 3 of chapter 251 of the laws of 1883, regarding text books,

Was laid over until Tuesday.

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### BILLS ON THEIR THIRD READING.

No. 60, A.,

A bill to provide for state depositories and regulate the deposit of public moneys therein,

No. 99, A.,

A bill to amend chapter 124, laws of 1871, entitled, "an act to incorporate the trustees of the Milwaukee county orphan's board,"

No. 234, A.,

A bill to secure religious freedom in public reformatories and prisons,

No. 249, A.,

A bill to confer certain police powers upon agents of Wisconsin humane societies,

No. 320, A.,

A bill to amend chapter 381, of laws of Wisconsin for the year 1885, relating to the municipal court for the county of Chippewa,

No. 356, A.,

A bill to provide for the registration in probate for Green Lake county,

No. 411, A.,

A bill making an appropriation to the state fish commission for enlarging the state fish hatchery,

No. 434, A.,

A bill to authorize the electors of the second ward of the city of Neenah to vote in the first ward of said city,

No. 502, A.,

A bill to amend section 8, of chapter 8, of chapter 184, of the laws of 1874, entitled "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof,"

No. 516, A.,

A bill to create a pension fund for members of fire and police departments in certain cities of Wisconsin,

Were severally ordered to a third reading.

The amendments to

No. 131, A.,

A bill to provide for the incorporation of trust, annuity,



guaranty, safe deposit and security companies, and to repeal chapter 158, laws of 1887, entitled "An act to amend chapter 33, laws of 1885, entitled 'an act to provide for the organization of trust companies,'" and the repeal of chapter 33, laws of 1885, entitled "an act to provide for the organization of trust companies," and to repeal chapter 294 of the laws of 1883, entitled "an act to provide for the organization of trust companies,"

No. 333, A.,

A bill to enable religious and church corporations to form fire insurance companies for the purpose of insuring church property,

No. 811, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the second ward of said city for the purpose of raising a fund with which to pave and repair streets in said ward,

Were severally adopted and the bills ordered to a third reading.

The amendments to

No. 166, A.,

A bill to amend chapter 319 of the laws of 1887, entitled, "an act relating to forms for and statements of licensed insurance companies, and amendatory of section 1971 of the revised statutes, entitled 'of insurance corporations,'"

Were rejected.

The ayes and noes being demanded, it was decided in the negative: ayes, 5; noes, 17; absent or not voting, 11.

The vote was as follows:

Ayes—Senators Clawson, Lees, Miller, Persons and Yahr—5.

Noes—Senators Bechtner, Burdge, Conner, Fetzer, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Main, Mead, Phipps, Taylor and Woodnorth—17.

Absent or not voting—Senators Apple, Avery, Falconer, Horn, MacBride, Nash, Pratt, Price, Reynolds, Stanchfield and Voss—11.

The bill was ordered to a third reading.

The amendment to

No. 331, A.,

A bill to amend chapter 305, of laws of 1887, relating to the organization of local insurance companies in the cities and villages of this state, and chapter 211, laws of 1889, amendatory thereof,

Was adopted.

On motion of Senator Kroeger,

The rules were suspended, and

The bill read a third time and concurred in.

No. 549, A.,

A bill to amend section 764 of the revised statutes of 1878, to provide for the fees of register of deeds in all counties

whose population exceeds one hundred and fifty thousand inhabitants,

No. 737, A.,

A bill to exempt certain property from taxation, and amendatory of section 1038 of the revised statutes,

Were laid over until Wednesday.

No. 145, A.,

A bill to amend section 4256, of the revised statutes, relating to the right of action by a dependent sister or brother,

No. 293, A.,

A bill to authorize justices of the peace elected in the several wards of the city of Kewaunee to keep their offices and to perform their duties in any part of said city,

No. 294, A.,

A bill relating to the city of Kewaunee and to confer upon the common council thereof certain additional powers,

No. 383, A.,

A bill creating the first Monday in September in each year a legal holiday, to be known as Artisans' day, and to amend section 2577 of the revised statutes and the acts amendatory thereof,

No. 545, A.,

A bill to repeal chapter 474 of the laws of 1887,

No. 551, A.,

A bill to amend chapter 35, of the laws of 1889, entitled "An act to amend the charter of the city of Milwaukee,"

No. 838, A.,

A bill in relation to amendment to the charter of village of Tunnel City, Monroe county, Wis.,

Were severally non-concurred in.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 180, S.,

A bill to regulate the rendering of carcasses of horses, cattle and swine,

No. 341, S.,

A bill to fix the time for holding court in the sixth judicial circuit,

Were severally ordered engrossed and read a third time.

The amendments to

No. 79, S.,

A bill to prevent and punish frauds in sales of wearing apparel at public or private sale by itinerant venders and to regulate such sales,

No. 179, S.,

A bill to amend chapter 187 of the revised statutes, relating to the sale, transportation and packing of unwholesome,

stale, emaciated, blown, putrid or measly flesh of deceased animals,

Were adopted, and the bills ordered engrossed and read a third time.

No. 136, S.,

A bill to apportion the state into senate and assembly districts,

Was laid over until Wednesday.

No. 221, S.,

A bill in relation to the deposit of state funds in the banks of this state, and also regarding the salary to be paid to future state treasurers in the state of Wisconsin,

Was laid over until Tuesday.

No. 323, S.,

A bill to amend chapter 452, laws of 1889, entitled, "an act to create the office of dairy and food commissioner, to prescribe his duties, and to make an appropriation,

Was recommitted to the committee on Judiciary.

Senator Main offered the following amendments to the committee amendment of

No. 200, S.,

A bill relating to the manner of conducting elections, to secure the purity and secrecy of the ballot,

Amend section 1, 203d line of amended bill by striking out the words, "not to elections in counties containing such cities," and insert after the word "same" in 44th line of section 12, the words, "to be chosen by the voter."

Strike out in 5th and 6th lines, section 27, the words "the names of such officers shall be reported to him, and he shall then be asked, which one of two of those persons do you desire to have to assist you.

Which were adopted.

Senator Phipps offered the following amendment:

Amend by inserting after the word "ballots," in line 8, of section 37 of the printed bill, the words "or sixth, any ballot clerk who shall deliver to a voter a ballot bearing a mark opposite the name of a candidate, made with a pencil or ink that might be counted as a vote for such candidate, shall be deemed guilty of a misdemeanor, and,"

Which was adopted.

Senator Kingston offered the following amendment:

Amend 200, S., by striking out the word "ballots" where it occurs in line 23 of section 31 of the printed bill and inserting the word "polls,"

Which was adopted.

The committee amendments as amended were adopted, and the bill ordered engrossed and read a third time.

On motion of Senator Mead,

The vote by which

No. 92, S.,

A bill to appropriate to John Fetzner a sum of money therein named,

Was ordered engrossed and read a third time,  
Was re considered, and the bill recommitted to the committee on State Affairs.

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Senator Clawson moved that when the senate adjourn it be until 8 o'clock Monday evening.

The motion prevailed.

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On motion of Senator Kidd,

The vote by which

No. 194, S.,

A bill to appropriate to Hon. E. Scofield, a sum of money named therein,

Was ordered engrossed and read a third time, was reconsidered and the bill re-committed to the committee on State Affairs.

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#### ADJOURNMENT.

On motion of Senator Persons,

The senate adjourned until 8 o'clock Monday evening.

MONDAY, APRIL 13, 1891,

8 O'CLOCK P. M.

The senate met.

The president in the chair.

The roll call was dispensed with.

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The Journal of Saturday was approved.

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#### RESOLUTIONS INTRODUCED.

By Senator Clawson:

Jt. Res. No. 52, S.,

*Resolved by the senate, the assembly concurring,* That the governor be and is hereby respectfully requested to return to the senate No. 342, S., entitled, "a bill to amend chapter 238 of the laws of 1882, entitled, 'an act to incorporate the city of Monroe,'" for further consideration.

Adopted.

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#### REPORTS OF COMMITTEES.

The committee on Privileges and Elections, to whom was referred,

No. 49, S.,

A bill providing that polls of election in towns, for town officers and judges shall close at the same time, and amendatory of section 796, revised statutes, as amended by chapter 232, laws of 1881,

Have had the same under consideration, and have instructed me to report the same back with amendments, and recommend its passage when so amended.

ROBT. LEES,  
Chairman.



The committee on Engrossed Bills have examined and find correctly engrossed:

No. 79, S.,

A bill to prevent and punish frauds in sales of wearing apparel at public or private sale by itinerant vendors and to regulate such sales,

No. 107, S.,

A bill to suppress foul brood among bees, and make an appropriation therefor,

No. 177, S.,

A bill to establish an intermediate prison and to appropriate money therefor,

No. 178, S.,

A bill to authorize the state board of supervision to construct fire escapes on the northern hospital for the insane and state hospital for insane, and to appropriate money therefor,

No. 180, S.,

A bill to regulate the rendering of carcasses of horses, cattle and swine,

No. 340, S.,

A bill to amend section 331 of the annotated statutes of Wisconsin, entitled, "Of publication of laws in newspapers."

No. 341, S.,

A bill to fix the time for holding court in the sixth Judicial circuit,

F. T. YAHR,  
Chairman.

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On motion of Senator Mead,

The vote by which

No. 406, A.,

A bill relating to public lands and providing for the protection from trespass on public lands, repealing sections 238, 239 and 241 of the revised statutes of 1870, and chapter 444 of the laws of 1885,

Was concurred in was reconsidered.

The bill was returned to the assembly for further consideration.

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## EXECUTIVE COMMUNICATION.

EXECUTIVE DEPARTMENT,

Madison, Wisconsin,

APRIL 13th, 1891.

*To the Honorable, the Senate:*

The following entitled bills, originating in the senate, have been approved, signed and deposited in the office of the secretary of state:

No. 16, S.,

An act to abolish the State Board of Supervision and the State Board of Charities and Reform, and to create the State Board of Control of Reformatory, Charitable and Penal Institutions, and making an appropriation therefor,

No. 32, S.,

An act to authorize P. Hynes, his associates and assigns, to improve Iron river for log driving purposes, and to charge tolls and boomage thereon,

No. 37, S.,

An act to prevent accidents to operatives in manufacturing establishments,

No. 87, S.,

An act to provide for the purchase and distribution of Sanborn & Berryman's Annotated Statutes, and to appropriate money therefor,

No. 96, S.,

An act relating to furnishing supplies of food and provisions for charitable and other institutions, in the county of Milwaukee,

No. 117, S.,

An act to provide for the extension and preservation of a certain system of drainage in Racine and Waukesha counties,

No. 171, S.,

An act to authorize the purchase and use of a certain tract of land in Ozaukee county, for the purpose of utilizing offal, garbage and night soil,

No. 188, S.,

An act granting to James Reynolds, his heirs and assigns, the right to complete the draining of certain swamps, wet and overflowed lands in the counties of Waukesha and Racine, and to confirm his title thereto,

No. 265, S.,

An act to authorize the city of Milwaukee to issue bonds, for the construction of a bridge across the Milwaukee river,

No. 302, S.,

An act to authorize Henry Collette, J. S. Chase and Levi Collette, their successors and assigns, to maintain dams across and otherwise improve the north branch of the Pine river in Forest county, Wisconsin, and to collect tolls therefor,"

No. 320, S.,

An act relating to the sale of land for the non-payment of taxes and the expiration of the period of redemption therefrom,

No. 337, S.,

An act to authorize Winnebago county to construct a sewer across the grounds of the Northern Hospital.

GEO. W. PECK.

## MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 712, A.,

A bill to amend section 1 of chapter 466 of the laws of 1889, relating to free high schools,

No. 110, A.,

A bill to legalize the actions of the Rockland Mutual Fire Insurance company of Manitowoc county, Wisconsin,

No. 132, A.,

A bill to provide for the proper records of commitments to industrial schools and orphan asylums,

No. 417, A.,

A bill to fix the terms of court in the seventh judicial circuit,

No. 472, A.,

A bill to amend section 1, of chapter 271, of the laws of 1889, relating to the property rights of married women,

No. 738, A.,

A bill to authorize persons therein named to build and maintain a dam across Shioc Creek, in Shawano county,

No. 775, A.,

A bill to amend chapter 521, laws of 1889, entitled "an act to enable the qualified voters of any town, village or city within this state to determine by ballot whether any spirituous, malt or intoxicating liquors or drink shall be sold therein as a beverage,

No. 781, A.,

A bill to appropriate certain sum of money therein named to John Jones, who was injured by the falling of the south wing of the capitol November 8th, 1883,

No. 529, A.,

A bill fixing the salary of the deputy comptroller of the city of Milwaukee, and amendatory of the charter of the city of Milwaukee.

And has amended and concurred in as amended,

No. 22, S.,

A bill to amend section 1775, chapter 86, revised statutes, as amended by chapter 133, laws of 1881, and chapter 70, laws of 1883, relating to corporations,

No. 249, S.,

A bill to amend the charter of the city of DePere.

And has concurred in the senate amendment, to

No. 6, A.,

A bill to amend chapter 352 of the general laws of 1887,

entitled an act to amend section 1771 of chapter 86, of the revised statutes of 1878, entitled of the organization of corporations.

And has refused to concur in,

No. 1, S.,

A bill for the punishment of habitual criminals,

No. 24, S.,

A bill to provide for discharging mortgages of record in certain cases,

No. 38, S.,

A bill to prohibit the locking of doors in factories during working hours,

No. 83, S.,

A bill to appropriate a certain sum of money therein named to the Wisconsin School for the deaf,

No. 85, S.,

A bill to appropriate a certain sum of money therein named to the State Public School,

No. 103, S.,

A bill to authorize the State Board of Supervision to purchase a tract of land adjoining the Northern Hospital for the Insane, and to appropriate money therefor,

No. 186, S.,

A bill entitled, "an act to amend section 2577 of the revised statutes, entitled, 'Legal holidays,'"

No. 193, S.,

A bill to amend section 1 of chapter 462, of the laws of 1889, entitled "an act to authorize the building and maintenance of a toll bridge across the Wisconsin river in Wood county, between the cities of Grand Rapids and Centralia,"

No. 283, S.,

A bill to amend chapter 5, of chapter 184, laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee and the several acts amendatory thereof," and the several acts amendatory thereof, and the several acts amendatory thereof, fixing the salaries of the commissioners of public works.

And has concurred in

Jt. Res. No. 52, S.,

Requesting the governor to return No. 432, S., for further consideration.

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#### ASSEMBLY MESSAGE CONSIDERED.

Nos. 132, 417 and 472, A.,

Were referred to the committee on Judiciary.

Nos. 775 and 781, A.,

Were referred to the committee on State Affairs.

No. 712, A.,

Was referred to the committee on Education.

No. 110, A.,

Was referred to the committee on Finance, Banks and Insurance.

No. 738, A.,

Was referred to the committee on Incorporations.

No. 529, A.,

Was referred to the Milwaukee Delegation.

The assembly amendment to

No. 220, S.,

Was concurred in

The assembly amendment to

No. 249, S.,

Was laid over.

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### RESOLUTIONS CONSIDERED.

Jt. Res. No. 45, A.,

Was returned to the assembly for further consideration.

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### BILLS READY FOR A THIRD READING.

No. 60, A.,

A bill to provide state depositories, and to regulate the deposit of public moneys therein,

No. 99, A.,

A bill to amend chapter 124, laws of 1871, entitled, "An act to incorporate the trustees of the Milwaukee county orphan's board,"

No. 131, A.,

A bill to provide for the incorporation of trust, annuity, guaranty, safe deposit and security companies, and to repeal chapter 158, laws of 1887, entitled "An act to amend chapter 8, of the laws of 1885, entitled an act to provide for the organization of trust companies," and the repeal of chapter 33, laws of 1885, entitled an act to provide for the organization of trust companies, and to repeal chapter 294, of the laws of 1883, entitled, "an act to provide for the organization of trust companies,"



No. 166, A.,

A bill to amend chapter 319 of the laws of 1887, entitled, "An act relating to forms for and statements of licensed insurance companies, and amendatory of section 1971 of the revised statutes, entitled, 'Of insurance corporations,'"

No. 234, A.,

A bill to secure religious freedom in public reformatories and prisons,

No. 249, A.,

A bill to confer certain police power upon agents of the Wisconsin humane society,

No. 320, A.,

A bill to amend chapter 381 of laws of the state of Wisconsin for the year 1885, relating to the municipal court for the county of Chippewa,

No. 333, A.,

A bill to enable religious and church corporations to form fire insurance companies for the purpose of insuring church property,

No. 356, A.,

A bill to provide for the registry in probate for Green Lake county,

No. 434, A.,

A bill to authorize the electors of the Second ward of the city of Neenah to vote in the First ward of said city,

No. 502, A.,

A bill to amend section 8, of chapter 8, of chapter 184, of the laws of 1874, entitled "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof,"

No. 516, A.,

A bill to create a pension fund for members of police and fire departments in certain cities of Wisconsin,

No. 612, A.,

A bill in reference to the salaries of circuit judges,

No. 811, A.,

A bill to authorize the city of Milwaukee to raise a special tax in the Second ward of said city for the purpose of raising a fund with which to improve and repair streets of said ward,

Were severally read a third time and concurred in.

No. 411, A.,

A bill making an appropriation to the state fish commission, for enlarging the state fish hatchery,

Was laid over.

## BILLS ON THEIR THIRD READING.

No. 127, A.,

A bill to authorize the city of Stevens Point to borrow money to pay its indebtedness for railroad purposes,

No. 324, A.,

A bill to amend chapter 252, of the laws of 1887, entitled, "an act to incorporate the city of Durand,"

No. 392, A.,

A bill to amend chapter 36, laws of 1882, entitled, "An act to consolidate and amend chapter 322, laws of 1880, entitled, 'An act to consolidate and amend an act to incorporate the city of Madison, and the several acts amendatory thereof.'"

Were severally ordered to a third reading.

No. 483, A.,

A bill to amend section 2573, of the revised statutes as amended by chapter 200, laws of 1870, as amended by chapter 378, laws of 1887, relating to municipal court for Milwaukee county,

No. 752, A.,

A bill to amend section 1774 of the revised statutes relating to the organization of corporations,

Were laid over.

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BILLS ON THEIR ENGROSSMENT AND THIRD READING.

The amendments to

No. 155, S.,

A bill to repeal all laws providing for the preservation and recount of ballots,

Were adopted, and the bill ordered engrossed and read a third time.

On motion of Senator Kingston,

The vote by which

No. 752, A.,

Was laid over, was reconsidered, and the bill was recommitted to the committee on Judiciary.

## ADJOURNMENT.

Senator Mead moved that the senate adjourn.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 13; noes, 5; absent or not voting, 15.

The vote was as follows:

Ayes—Senators Burdge, Fetzer, Kidd, Kingston,<sup>a</sup> Lees, MacBride, Main, Mead, Miller, Price, Stanchfield, Taylor and Yahr—13

Noes—Senators Apple, Falconer, Koenitzer, Kroeger and Woodnorth—5.

Absent or not voting—Senators Avery, Bechtner, Clawson, Conner, Greene, Horn, Joiner, Kempf, Kennedy, Nash, Persons, Phipps, Pratt, Reynolds and Voss—15.

TUESDAY, APRIL 14th, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. Dr. Hall.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzner, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—28.

Absent with leave—Senators Horn and Pratt—2.

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The Journal of Monday evening was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted Senator Nash until to-morrow.

To Senator Kennedy until Thursday.

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#### RESOLUTIONS INTRODUCED.

By Senator Apple:

Jt. Res. No. 53, S.,

*Resolved by the senate, the assembly concurring,* That permission is hereby given to Senator Conner to introduce a bill to regulate the sale of intoxicating liquors under physician's prescriptions.

Adopted.

By Senator Joiner:

Jt. Res. No. 54, S.,

*Resolved by the senate, the assembly concurring,* That permission be granted Senator Avery to introduce a bill to legalize the acts of the village board of Spring Green in relation to granting aid to the Spring Green, Wyoming and Wisconsin River Wagon Bridge Company.

Adopted.

By Senator Lees:

Jt. Res. No. 55, S.,

Allowing Senator Kingston to introduce a bill.

*Resolved by the senate, the assembly concurring,* That Senator Kingston is hereby granted leave to introduce a bill relating to the office of mining inspector.

Adopted.

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## REPORTS OF COMMITTEES.

To committee on Roads and Bridges, to whom was referred,

No. 246, A.,

A bill to authorize the Commercial Bridge company, its successors and assigns, to build and maintain a free wagon, foot, or railroad bridge over and across the waters of Sturgeon bay, between the city of Sturgeon Bay and the village of Bay View, in the county of Door, state of Wisconsin,

Have had the same under consideration, and have instructed me to report the same back with an amendment and recommend that it be concurred in when so amended.

No. 283, A.,

A bill to repeal section 1337 of the revised statutes,

With the recommendation that it be concurred in.

No. 271, A.,

A bill to amend section 1319, of the revised statutes, as amended by chapter 126, of laws of 1879, chapter 315, of laws of 1881, chapter 187, of laws of 1885, and chapter 508, laws of 1889, relating to the construction and repair of bridges,

With the recommendation that it be non-concured in.

No. 41, A.,

A bill to amend chapter 509, of the laws of 1889, relating to steam engines on highways,

With the recommendation that it be concurred in.

JOHN FETZER,  
Chairman.



The committee on Enrolled Bills have examined and have found correctly enrolled:

No. 77, S.,

A bill to authorize the location and construction of rail roads in tunnels or underways, and to authorize condemnation of right-of-way therefor,

No. 15, S.,

A bill to provide for the purchase of certain digests of Wisconsin reports.

No. 23, S.,

A bill directing the state treasurer to credit certain moneys to the Chicago, St. Paul, Minneapolis & Omaha Railway Co., for excess of taxes heretofore paid,

No. 45, S.,

A bill to repeal section 5, of chapter 512, of the laws of 1870, entitled "an act to amend chapter 232 of the private and local laws of 1866, entitled 'An act to incorporate the Oshkosh and Mississippi River Railroad Co.,'"

No. 81, S.,

A bill to amend section 16, of chapter 377, of the laws of 1885, as amended by section 2, of chapter 144, of the laws of 1889, relating to the state public school,

No. 84, S.,

A bill relating to the swamp lands in the county of Jackson, and to make an appropriation therefor,

No. 98, S.,

A bill relating to the relief and support of the poor, and amendatory of chapter 63, of the revised statutes of 1878,

No. 99, S.,

A bill to authorize George Clayton and Charles E. Parker to construct and maintain a dam across the Eau Claire river,

No. 101, S.,

A bill to amend section 18, of chapter 377, of the laws of 1885, relating to the commitment of dependent children,

No. 131, S.,

A bill relating to trustees of county asylums for chronic insane,

No. 157, S.,

A bill relating to commitment of dependent children,

No. 158, S.,

A bill to authorize Bertin Ramsey and Charles H. Jones their successors and assigns, to improve the south branch of Pine River in Forest county, Wisconsin, and to collect tolls therefor,

No. 187, S.,

A bill to amend chapter 54, of the laws of 1885, entitled, "an act to incorporate the city of Viroqua."

WM. F. VOSS,  
Chairman.

## EXECUTIVE COMMUNICATION.

EXECUTIVE DEPARTMENT,  
*Madison, Wisconsin,*  
APRIL 14, 1891.

*To the Honorable the Senate:*

In compliance with Jt. Res. No. 52, S., I herewith return for further consideration, bill

No. 342, S.,

A bill to amend chapter 238 of the laws of 1882, entitled  
"an act to incorporate the city of Monroe."

GEO. W. PECK.

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MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has concurred in

No. 14, S.,

A bill to repeal subdivision 5 of section 2943, of the revised statutes, relating to security for costs,

No. 77, S.,

A bill to authorize the location and construction of railroads in tunnels or underways, and to authorize condemnation of right-of-way therefor,

No. 129, S.,

A bill to amend chapter 373 of the laws of 1889, entitled,  
"An act to amend chapter 22, of the laws of 1887, entitled,  
"An act to amend chapter 258, of the laws of 1883, entitled,  
"An act to provide for the annual publication of railroad map and appropriating money therefor,"

No. 335, S.,

A bill to authorize the town of Newport, in Columbia county, to construct and maintain dams and levees along and across the Wisconsin river,

No. 336, S.,

A bill to authorize the village of Kilbourn City, to use the Wisconsin river for water works and other municipal purposes, and improve the navigation thereof.

And has amended and concurred in as amended.

No. 169, S.,

A bill to authorize the city of Milwaukee to change the grade of streets.

And returns for further consideration,

Jt. Res. No. 45, A.,

Fixing the time for final adjournment of the legislature.

And has concurred in the senate amendments to  
No. 95, A.,

A bill to amend section 2637 of the revised statutes of Wisconsin, relating to service of summons in process upon aid or benefit associations or corporations, not having regular attorney or agents within this state,

No. 331, A.,

A bill to amend chapter 305 of laws of 1887, relating to the organization of local insurance companies in the cities and villages of this state, and chapter 211, laws of 1889, amendatory thereof,

No. 393, A.,

A bill to amend chapter 244 of the laws of 1889, relating to improvement of streets in the city of Madison.

And requests the return of

No. 77, S.,

A bill to authorize the location and construction of railroad tunnels or underways, and to authorize the condemnation of right of way therefor.

And has passed and asks the concurrence of the senate in  
No. 161, A.,

A bill to secure the better preservation of game.

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#### ASSEMBLY MESSAGE CONSIDERED.

The assembly amendment to

No. 169, S.,

Was concurred in.

No. 77, S.,

Was returned to the assembly as requested.

No. 161, A.,

Was referred to the committee on State Affairs.

Senator Mead moved that the vote by which

Jt. Res. No. 45, A.,

Was concurred in, be reconsidered.

It requiring unanimous consent, Senator Kidd objected, and the resolution was laid over until Thursday.

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#### BILLS READY FOR A THIRD READING.

No. 180, S.,

A bill to regulate the rendering of carcasses of horses, cattle and swine,

No. 341, S.,

A bill to fix the time for holding court in the sixth judicial circuit,

Were read a third time and passed.

Senator Bechtner offered the following amendments to No. 79, S.,

A bill to prevent and punish frauds in sales of wearing apparel at public or private sale by itinerant venders and to regulate such sales.

Amend by striking out the word "prosecution" where it occurs in the 9th line of section 10, of the engrossed bill and inserting in lieu thereof the word "production,"

Which was adopted, and the bill read a third time and passed.

No. 107, S.,

A bill to suppress foul brood among bees, and making an appropriation therefor,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 21; noes, 5; absent or not voting, 7.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Burdge, Clawson, Fetzer, Joiner, Kempf, Kidd, Kingston, Koenitzer, MacBride, Main, Mead, Miller, Persons, Price, Reynolds, Stanchfield, Taylor and Woodnorth — 21.

Noes — Senators Conner, Kroeger, Lees, Voss and Yahr — 5.

Absent or not voting — Senators Falconer, Greene, Horn, Kennedy, Nash, Phipps and Pratt — 7.

No. 177, S.,

A bill to establish an intermediate prison and to appropriate money therefor,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 15; noes, 13; absent or not voting, 5.

The vote was as follows:

Ayes — Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Phipps, Price, Reynolds, Stanchfield, Taylor and Woodnorth — 15.

Noes — Senators Apple, Conner, Falconer, Fetzer, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Persons, Voss and Yahr — 13.

Absent or not voting — Senators Greene, Horn, Kennedy, Nash and Pratt — 5.

No. 178, S.,

A bill to authorize the state board of supervision to construct fire escapes on the northern hospital for insane and the state hospital for insane, and to appropriate money therefor,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 21; noes, 5; absent or not voting, 7.

The vote was as follows:

Ayes — Senators Avery, Bechtner, Burdge, Clawson, Falconer, Fetzer, Joiner, Kidd, Koenitzer, Kroeger, MacBride,

Main, Mead, Miller, Persons, Phipps, Reynolds, Stanchfield, Taylor, Voss and Woodnorth—21.

Noes—Senators Apple, Conner, Kingston, Lees and Yahr—5.

Absent or not voting—Senators Greene, Horn, Kempf, Kennedy, Nash, Pratt and Price—7.

No. 340, S.,

A bill to amend section 331 of the annotated statutes of Wisconsin.

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 23; noes, none; absent or not voting, 10.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Joiner, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Persons, Phipps, Stanchfield, Taylor, Voss, Woodnorth and Yahr—23.

Noes—None.

Absent or not voting—Senators Fetzner, Greene, Horn, Kempf, Kennedy, Kidd, Nash, Pratt, Price, and Reynolds—10.

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On motion of Senator Clawson,

No. 342, S.,

Was returned to the assembly for further consideration.

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No. 127, A.,

A bill to authorize the city of Stevens Point to borrow money to pay its indebtedness for railroad purposes,

No. 324 A.,

A bill to amend chapter 252 of the laws of 1887, entitled "an act to incorporate the city of Durand,"

No. 392, A.,

A bill to amend chapter 36, laws of 1882, entitled, "An act to consolidate and amend chapter 322, laws of 1880, entitled "An act to consolidate and amend an act to incorporate the city of Madison, and the several acts amendatory thereof,"

No. 344, A.,

A bill to amend sections 1 and 3, of chapter 251 of the laws of 1883, in regard to text books,

Were read a third time and concurred in.

No. 411, A.,

A bill making an appropriation to the state fish commission for enlarging the state fish hatchery,

Was concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 20; noes, 1; absent or not voting, 12.



The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Burdge, Conner, Falconer, Joiner, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Miller, Phipps, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 20.

Noes — Senator<sup>s</sup> Lees — 1.

Absent or not voting — Senators Clawson, Fetzner, Greene, Horn, Kempf, Kennedy, Kidd, Nash, Persons, Pratt, Price, and Reynolds — 12.

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### BILLS ON THEIR THIRD READING.

No. 483, A.,

A bill to amend section 2573, of the revised statutes, as amended by chapter 200, laws of 1870, as amended by chapter 378, laws of 1887, relating to municipal court for Milwaukee county,

No. 592, A.,

A bill to provide for the improvement of the harbor in the city of Superior.

Were laid over.

Senator Burdge offered the following amendment to

No. 776, A.,

A bill to amend chapter 197 of the laws of 1881, entitled, "an act to re-establish a municipal court in Rock county,"

Amend by striking out section 4 and insert the following:

Section 4. In case of the sickness, absence from said county, or other disability of the judge of said municipal court, upon being notified thereof by the clerk of said court and the entry of said notice in the records of said court, the county judge of the county court of said Rock county may and he is hereby authorized and empowered to act as judge of said municipal court during the sickness, absence or other disability of the judge thereof and when so acting shall have and possess all the powers and authority, and may perform and discharge all the duties imposed by law upon the judge of said municipal court.

Which was adopted and the bill ordered to a third reading.

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### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

The amendments to

No. 49, S.,

A bill providing that polls of election in towns, for town officers and judges shall close at the same time, and amend-

atory of section 796, revised statutes, as amended by chapter 232, laws of 1881,

Were adopted, and the bill ordered engrossed and read a third time.

No. 221, S.,

A bill in relation to the deposit of state funds in the banks of this state and also regarding the salary to be paid to future state treasurers in the state of Wisconsin,

Was recommitted to the committee on Judiciary.

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On motion of Senator Koenitzer,

The senate took a recess until 7:30 P. M.

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7:30 O'CLOCK P. M.

The senate was called to order by the president.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Kempf:

No. 336, S.,

A bill directing the county board of supervisors for Milwaukee county to provide suitable quarters for the additional judge of the superior court for Milwaukee county.

On motion of Senator Kempf,

The rules were suspended, and

The bill read a third time and passed.

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### LETTERS, PETITIONS, ETC.

By Senator Phipps:

No. 129, S.,

Petition of E. W. Helms, and others, members of the bar

of the city of Hudson, Wis., against the repeal of chapter 128, laws of 1889, relative to court reporters.

To committee on Judiciary.

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## REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,  
No. 218, S.,

A bill to amend subdivision 8, of section 2969, of the annotated statutes, relating to the rate of interest on judgments,

No. 344, S.,

A bill to amend section 1, of chapter 52, of the laws of 1879, entitled "an act to regulate the time for holding the general terms of the circuit court of the eighth judicial district, and to authorize the circuit judge of said court to appoint special terms therein," as amended by section 1, of chapter 135 of the laws of 1885, and section 1, of chapter 350, of the laws of 1889,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do pass.

No. 127, S.,

A bill to amend the charter of the city of Waupaca.

With amendment, and recommend its passage when so amended.

No. 322 A.,

A bill relating to the obtaining of patents for swamps and overflowed lands in certain cases,

No. 369, A.,

A bill relating to sale of lands by executors, administrators and guardians, and amendatory of sections 3876, 3877, 3998 and 3999, of the revised statutes,

No. 132, A.,

A bill to provide for proper records of commitments to industrial schools and orphan asylums,

No. 39, A.,

A bill to amend chapter 368 of the laws of 1889, entitled "an act to amend chapter 193 of the laws of 1887, entitled 'an act to amend section 4382 of the revised statutes, relating to the crime of rape, and to amend section 4381 of the revised statutes,'"

No. 204, A.,

A bill conferring additional jurisdiction on the county courts of Portage county,

No. 699, A.,

A bill to amend section 1448, of the revised statutes, relating to the sale of lots by trustees of cemetery associations,

No. 417, A.,

A bill to fix the terms of court in the 7th judicial circuit of Wisconsin,

No. 389, A.,

A bill to amend section 2457 of the revised statutes of 1878 entitled "of county courts," as amended by section 2 of chapter 496 of the laws of 1889, and to repeal chapter 280 of the laws of 1889,

No. 472, A.,

A bill to amend section 1 of chapter 271, of the laws of 1889, relating to the property rights of married women,

No. 589, A.,

A bill relating to terms of court in the eleventh judicial circuit.

No. 470, A.,

A bill to provide for the organization of drainage districts, and for the construction, maintenance and repair of drains, ditches and levees, in certain cases,

No. 844, A.,

A bill to change the time for holding terms of court in Brown county,

With the recommendation that they be concurred in.

No. 689, A.,

A bill for an act to amend section 10 of chapter 177 of volume 2 of the laws of Wisconsin for the year 1889,

No. 743, A.,

A bill to amend chapter 204, of the general laws 1879, as amended by chapter 246, of the general laws of 1881, by chapter 249 of the general laws of 1882, chapter 94, of general laws of 1883, chapter 458 of general laws of 1885, chapter 42, chapter 193, chapter 509 and chapter 504, general laws of 1887,

No. 265, A.,

A bill to amend section 4445 of the revised statutes of 1878, relating to offenses against property,

With amendment, and recommend that they be concurred in when so amended.

No. 752, A.,

A bill to amend section 1774 of the revised statutes, relating to the organization of corporations,

With the recommendation that it be non-concurred in.

M. C. MEAD,  
Acting Chairman.

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The committee on Finance, Banks and Insurance, to whom was referred,

No. 675, A.,

A bill to amend chapter 524, laws of 1889,

No. 110, A.,

A bill to legalize the actions of the Rockland Mutual Fire Insurance company of Manitowoc county, Wis.,

No. 245, A.,

A bill to amend section 1 of chapter 212 of the laws of 1889, entitled, "An act to amend section 1927 of the revised statutes as amended by chapter 421 of the laws of 1885, relating to town insurance companies,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

No. 295, S.,

A bill in relation to the deposit of state funds in the banks this state,

With the recommendation that it be referred to committee of one.

The committee on Finance, Banks and Insurance, to whom was referred,

No. 794, A.,

A bill to amend section 5 of chapter 523, laws of 1889, entitled, "an act relating to banks and banking."

With the recommendation that it be returned to the assembly for the purpose of calling the ayes and noes.

E. W. PERSONS,  
Chairman.

So ordered as to No. 295, S. and No. 794, A.

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The committee on Claims, to whom was referred,

No. 177, A.,

A bill to amend section 2 of chapter 439, of the laws of 1885, relating to the Wisconsin National Guard,

No. 212, A.,

A bill relating to the education of the blind and deaf,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

WM. F. NASH,  
Chairman.

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The committee on Education, to whom was referred,

No. 101, A.,

A bill allowing county boards to allow a certain amount to county superintendents for traveling expenses,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

R. C. FALCONER,  
Chairman.



The committee on Agriculture, to whom was referred,  
No. 723, A.,

A bill to forbid the manufacture of fraudulent butter and cheese,

Have had the same under consideration, and have instructed me to report the same back with recommendation that it be re-referred to the Judiciary committee in order that they may consider the constitutionality of the measure.

ADAM APPLE,  
Chairman.

So ordered.

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The committee on Incorporations, to whom was referred,  
No. 214, S.,

A bill to amend chapter 52, of the revised statutes of 1878, entitled "of highways and bridges,"

Have had the same under consideration, and have instructed me to report the same back with amendments and with the recommendation that it do pass when so amended.

No. 425, A.,

A bill to authorize the city of Kewaunee to build a bridge across the Kewaunee river and issue its corporate bonds therefor,

No. 738, A.,

A bill to authorize the persons therein named to build and maintain a dam across Shioc creek, in Shawano county,

With the recommendation that they severally be concurred in.

R. J. MACBRIDE,  
Chairman.

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#### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof.

Mr. PRESIDENT:

I am directed to inform you that the assembly has concurred in the senate amendments to

No. 734, A.,

A bill providing for the distribution of public documents,

No. 333, A.,

A bill to enable religious and church corporations to form fire insurance companies for the purpose of insuring church property,

No. 131, A.,

A bill to provide for the incorporation of trust, annuity, guaranty, safe deposit and security companies, and to repeal chapter 158, laws of 1887, entitled "An act to amend chapter 33, of the laws of 1885, entitled an act to provide for

the organization of trust companies," and the repeal of chapter 33, laws of 1885, entitled an act to provide for the organization of trust companies, and to repeal chapter 294 of the laws of 1883, entitled "an act to provide for the organization of trust companies,"

No. 60, A.,

A bill to provide for state depositories and regulate the deposit of public money therein.

And has agreed to the senate amendments to the title of, No. 133, A.,

A bill to amend section 3164, of the revised statutes as amended by chapter 186, of the laws of 1889, and section 3533, of the revised statutes, relating to interest on judgment in foreclosure,

No. 612, A.,

A bill to amend section 3104, of the revised statutes of 1878.

And has refused to concur in the senate amendment, to

No. 44, A.,

A bill to prohibit the sale of opium and to forbid the sale of tobacco to minors contrary to the order of their parents.

And has passed and asks the concurrence of the senate in, No. 168, A.,

A bill regulating the size of mesh of all nets set in Lake Superior, and to repeal section 1 of chapter 453 of the laws of 1889, in relation to fishing industries,

No. 815, A.,

A bill amending the charter of the city of Milwaukee, and providing for the appointment of assistant assessors therein.

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#### ASSEMBLY MESSAGE CONSIDERED.

On motion of Senator Kingston,

The rules were suspended, and

No. 168, A.,

Was read a third time and concurred in.

No. 815, A.,

Was referred to the Milwaukee Delegation.

On motion of Senator Phipps,

The rules were suspended, and

No. 344, S.,

Was read a third time and passed.

On motion of Senator MacBride,

No. 321, A.,

A bill to amend section 3 of sub chapter 5 of chapter 164,

of laws of Wisconsin for year 1885, entitled "an act to revise the charter of city of Chippewa Falls,"  
Which was laid over until Thursday,  
Was ordered to the General File.

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#### ADJOURNMENT.

On motion of Senator Voss,  
The senate adjourned.

WEDNESDAY, APRIL 15th, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. Dr. Hall.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—30.

Absent with leave—Senators Greene, Horn and Pratt—3.

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The Journal of Tuesday was approved.

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#### LEAVE OF ABENCE

Leave of absence was granted to Senator Horn until Thursday.

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#### LETTERS, PETITIONS, ETC.

By Senator Taylor:

Pet. No. 130, S.,

Petition of 19 members of the county board of supervisors of Barron county, against the passage of No. 218, A., and the passage of section 2, of 217, A.

To committee on Judiciary.

By Senator Kidd:

Pet. No. 131, S.,

Petition of John Klindt, and 20 others, against any bill to abolish the office of dairy and food commissioner.

To committee on Agriculture.

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## BILLS INTRODUCED.

Read first and second times and referred.

By Senator Avery:

No. 348, S.,

A bill to legalize the acts of the village of Spring Green in issuing one thousand dollar loan to the Spring Green, Wyoming & Wisconsin River Wagon Bridge company, and in paying an additional five hundred dollars to said company.

To committee on Judiciary.

By Senator Conner:

No. 349, S.,

A bill to regulate the sale of intoxicating liquors under physicians' prescriptions.

To committee on Judiciary.

By Senator Lees, chairman of committee on Privileges and Elections:

No. 347, S.,

A bill to amend section 25 of the revised statutes of 1878, entitled "of the manner of conducting elections."

To General File, and ordered printed.

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## REPORTS OF COMMITTEES.

The committee on Military Affairs, to whom was referred,  
No 328, A.,

A bill to provide for the proper maintenance of the Wisconsin Rifle Range,

No. 327, A.,

A bill to provide for the Wisconsin National Guard retired list,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

No. 192, S.,

A bill providing for the appointment as brevet lieutenants in the national guard of meritorious students who have completed the full military course in the state university, with a view of establishing closer relations between

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such military department and the national guard of the state.

With the recommendation that it be indefinitely postponed.

J. H. WOODNORTH,  
Chairman.

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The committee on State Affairs, to whom was referred,  
No. 154, S.,

A bill to amend the charter of the city of Oshkosh,

No. 152, S.,

A bill to revise and amend the charter of the city of Menasha,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be indefinitely postponed.

FRANK AVERY,  
Acting Chairman.

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The committee on Commerce and Manufactures, to whom was referred

No. 375, A.,

A bill making the Scribner rule the standard rule of the state of Wisconsin for scaling logs,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be non-concurred in.

HERMAN KROEGER,  
Chairman.

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The committee on Privileges and Elections, to whom was referred the question of providing for the appointment of non partisan inspectors and clerks of elections in towns,

Have had the same under consideration, and report by bill herewith submitted.

ROBT. LEES,  
Chairman.

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The committee on Engrossed Bills have examined and find correctly engrossed:

No. 49, S.,

A bill providing that polls of election in towns, for town officers and judges shall close at the same time, and amendatory of section 89 of chapter 7 of the revised statutes,

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No. 155, S.,

A bill to repeal all laws providing for the preservation and recount of ballots,

No. 200, S.,

A bill relating to the manner of conducting elections, to secure the purity and secrecy of the ballot.

F. T. YAHR,  
Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 14, S.,

A bill to repeal sub-division 5, of section 2943, of the revised statutes, relating to security for costs,

No. 80, S.,

A bill to appropriate the sums of money therein named to the charitable, reformatory and penal institutions of the state.

No. 129, S.,

A bill to amend chapter 373 of the laws of 1889, entitled, "An act to amend chapter 22, of the laws of 1887, entitled, "An act to amend chapter 258, of the laws of 1883, entitled, "An act to provide for the annual publication of railroad map and appropriating money therefor,"

No. 169, S.,

A bill to authorize the city of Milwaukee to change the grade of streets,

No. 220, S.,

A bill to amend section 1775, chapter 86, revised statutes, as amended by chapter 133, laws of 1881, and chapter 70, laws of 1883, relating to corporations,

No. 334, S.,

A bill to appropriate to the governor's contingent fund, a sum of money therein named,

No. 335, S.,

A bill to authorize the town of Newport, in Columbia county, to construct and maintain dams and levees along and across the Wisconsin river.

WM. F. VOSS,  
Chairman.

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#### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 218, A.,

A bill to amend section 655 of the revised statutes, as amended by chapter 257 of the laws of 1882, and chapter 35, of the laws of 1887, relating to the removal of county seats,

No. 345, A.,

A bill relating to the preservation of fish in Washington county,

No. 446, A.,

A bill to amend sections 1771 and 1775, of chapter 86, of the revised statutes of 1878, entitled, "of the organization of corporations,"

No. 547, A.,

A bill to extend the benefits of chapter 304 of the general laws of 1887, to indigent parents of deceased Union soldiers, sailors and marines,

No. 847, A.,

A bill to appropriate a sum of money to defray the expense of firing a salute of one hundred guns on the 23d day of February, 1891, in honor of Washington's birthday,

No. 387, A.,

A bill to provide fishways in dams in the streams of Fond du Lac, Dunn and Milwaukee counties, in this state.

And has concurred in

No. 77, S.,

A bill to authorize the location and construction of railroads in tunnels or underways, and to authorize condemnation of right of way therefor,

No. 150, S.,

A bill to amend section 2586, of the revised statutes, and the several acts amendatory thereof, relating to admission to the bar,

No. 305, S.,

A bill in relation to persons and corporations offering premiums for testing the speed of horses, and to prevent the fraudulent entering of horses to compete for such premiums,

No. 339, S.,

A bill to amend section 6 of chapter 96, laws of 1891, relating to a municipal court in the county of Langlade."

And has adopted and asks the concurrence of the senate, in

Jt. Res. No. 50, A.,

To provide for railroad maps for certain members.

And has amended and concurred in as amended,

No. 25, S.,

A bill to protect labels and trade marks of associations and trade unions,

No. 342, S.,

A bill to amend chapter 238 of the laws of 1882, entitled, "an act to incorporate the city of Monroe."

And has concurred in the senate amendment to

No. 811, A.,

A bill to authorize the city of Milwaukee to raise a spec-

ial tax in the Second ward of said city, for the purpose of raising a fund with which to pave and improve the streets of said ward.

And has concurred in,

Jt. Res. No. 53, S.,

Granting Senator Conner permission to introduce a bill.

Jt. Res. No. 54, S.,

Granting permission to Senator Avery to introduce a bill.

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### ASSEMBLY MESSAGE CONSIDERED.

Nos. 345 and 387, A.,

Were referred to the committee on State Affairs.

No. 218, A.,

Was referred to the committee on Judiciary.

No. 446, A.,

Was referred to the committee on Incorporations.

No. 547, A.,

Was referred to the committee on Military Affairs.

No. 847, A.,

Was referred to the General File.

The assembly amendments to,

Nos. 25 and 342, S.,

Were concurred in.

Jt. Res. No. 50, A.,

Was referred to the committee on Claims.

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### BILLS READY FOR A THIRD READING.

Senator Miller moved that

No. 321, A.,

A bill to amend section 3 of sub-chapter 5 of chapter 164, of laws of Wisconsin for the year 1885, entitled "an act to revise the charter of city of Chippewa Falls,"

Be indefinitely postponed.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 15; noes, 12; absent or not voting, 6.

The vote was as follows:

Ayes—Senators Avery, Bachtner, Burdge, Clawson, Fetzer, Joiner, Kempf, Kidd, MacBride, Main, Miller, Price, Reynolds, Stanchfield and Taylor—15.

Noes—Senators Apple, Conner, Falconer, Kennedy, Koenitzer, Kroeger, Lees, Mead, Nash, Persons, Voss and Yahr—12.

Absent or not voting—Senators Greene, Horn, Kingston, Phipps, Pratt, and Woodnorth—6.

Senator MacBride moved that the vote by which

No. 321, A.,

Was indefinitely postponed, be reconsidered, and that that motion lay over until to morrow morning.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 24; noes, 4; absent or not voting, 5.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Conner, Falconer, Fetzer, Kempf, Kennedy, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Nash, Persons, Phipps, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr—24.

Noes—Senators Joiner, Kidd, Miller and Reynolds—5.

Absent or not voting—Senators Clawson, Greene, Horn, Kingston and Pratt—5.

No. 776, A.,

A bill to amend chapter 197, of the laws of 1881, entitled, "an act to re-establish a municipal court in Rock county,"

Was read a third time and concurred in.

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## BILLS ON THEIR THIRD READING.

No. 39, A.,

A bill to amend chapter 368, of laws of 1889, entitled, "an act to amend chapter 193, of the laws of 1837, entitled, 'an act to amend section 4382, of the revised statutes, relating to the crime of rape, and to amend section 4281, of the revised statutes,'"

No. 41, A.,

A bill to amend chapter 509, of the laws of 1839,

No. 110, A.,

A bill to legalize the actions of the Rockland Mutual Fire Insurance company of Manitowoc county, Wisconsin,

No. 132, A.,

A bill to provide for the proper records of commitments to industrial schools and orphan asylums,

No. 177, A.,

A bill to amend section 2, of chapter 439, of the laws of 1885, relating to the Wisconsin National Guard,

No. 204, A.,

A bill conferring additional jurisdiction on the county courts of Portage county,

No. 212, A.,

A bill relating to the education of deaf mutes and blind,

No. 245, A.,

A bill to amend section 1 of chapter 212 of the laws of 1889 entitled "an act to amend section 1927 of the revised statutes as amended by chapter 421, of the laws of 1885, relating to town insurance companies,"

No. 322, A.,

A bill relating to the obtaining of patents for swamps and overflowed lands in certain cases,



No. 369, A.,

A bill relating to sale of lands by executors, administrators and guardians, and amendatory of sections 3876, 3877, 3998 and 3999, of the revised statutes,

No. 389, A.,

A bill amending section 2457, of the revised statutes of 1878, entitled, "of county courts," as amended by section 2, of chapter 496, of the laws of 1889, and to repeal chapter 280, of the laws of 1889.

No. 417, A.,

A bill to fix the terms of court in the seventh judicial circuit,

No. 425, A.,

A bill to amend section 170 of the revised statutes of 1878, relating to the salaries and permanent appropriations,

No. 470, A.,

A bill to provide for the organization of drainage districts, and for the construction, maintenance and repair of drains, ditches and levees in certain cases,

No. 472, A.,

A bill to amend section 1 of chapter 271 of the laws of 1889, relating to the property rights of married women,

No. 589, A.,

A bill relating to terms of court in the eleventh judicial circuit,

No. 675, A.,

A bill to amend chapter 524, laws of 1889,

No. 699, A.,

A bill to amend section 1448 of the revised statutes, relating to the sale of lots by trustees of cemetery associations,

No. 738, A.,

A bill to authorize persons therein named to build and maintain a dam across Shioc Creek, in Shawano county,

No. 844, A.,

A bill to change the time for holding terms of court in Brown county,

Were severally ordered to a third reading.

The amendments to

No. 265, A.,

A bill to amend section 4445 of the revised statutes of 1878, relating to offenses against property,

No. 689, A.,

A bill to amend section 10, of chapter 177, of volume 2, of the laws of Wisconsin for the year 1889,

No. 743, A.,

A bill to amend chapter 204, of the general laws 1879, as amended by chapter 246, of the general laws of 1881, by chapter 249 of the general laws of 1882, chapter 94 of general laws of 1883, chapter 458 of general laws of 1885, chapter 42, chapter 198, chapter 509 and chapter 504, general laws of 1887,

Were severally adopted and the bills ordered to a third reading.

The senate refused to indefinitely postpone

No. 101, A.,

A bill entitled, "a bill allowing county boards to allow a certain amount to county superintendents for traveling expenses."

The ayes and noes being demanded, it was decided in the negative: ayes, 11; noes, 17; absent or not voting, 5.

The vote was as follows:

Ayes — Senators Apple, Conner, Falconer, Fetzer, Joiner, Lees, Miller, Persons, Reynolds, Stanchfield and Yahr — 11.

Noes — Senators Avery, Bechtner, Burdge, Clawson, Kempf, Kennedy, Kidd, Koenitzer, Kroeger, Main, Mead, Nash, Phipps, Price, Taylor, Voss and Woodnorth — 17.

Absent or not voting — Senators Greene, Horn, Kingston, MacBride and Pratt — 5.

The bill was then ordered to a third reading.

On motion of Senator Fetzer,

The rules were suspended, and the amendments to

No. 246, A.,

A bill to authorize the Commercial Bridge company, its successors and assigns, to build and maintain a free wagon, foot, or railroad bridge over and across the waters of Sturgeon bay, between the city of Sturgeon Bay and the village of Bay View, in the county of Door, state of Wisconsin,

Were adopted and the bill read a third time and concurred in.

Senator Kroeger offered the following amendment to

No. 483, A.,

A bill to amend section 2573, of the revised statutes as amended by chapter 200, laws of 1870, as amended by chapter 378, laws of 1887, relating to municipal court for Milwaukee county,

Strike out the words "three thousand dollars" in the sixth line of the original bill after the words "of said clerk," and insert in lieu thereof the words "two thousand five hundred dollars," so that the sentence shall read "of said clerk two thousand five hundred dollars per annum."

Which was rejected.

The ayes and noes being demanded, it was decided in the negative: ayes, 10; noes, 16; not voting, 7.

The vote was as follows:

Ayes — Senators Apple, Conner, Falconer, Kingston, Kroeger, Lees, MacBride, Voss, Woodnorth and Yahr — 10.

Noes — Senators Avery, Bechtner, Burdge, Joiner, Kempf, Kennedy, Kidd, Koenitzer, Mead, Miller, Persons, Phipps, Price, Reynolds, Stanchfield and Taylor — 16.

Absent or not voting — Senators Clawson, Fetzer, Greene, Horn, Main, Nash and Pratt — 7.

The bill was ordered to a third reading.

Senator Woodnorth offered the following amendment to

No. 737, A.,

A bill to exempt certain property from taxation, and amendatory of section 1038 of the revised statutes,

Amend bill No. 737, A., by inserting between the words "statutes" and "is" where they occur in the first line of section 1 of the printed bill the words "as amended,"

Which was adopted, and

The bill ordered to a third reading.

No. 283, A.,

A bill to repeal section 1337 of the revised statutes of 1878, Was re committed to the committee on Agriculture.

No. 592, A.,

A bill to provide for the improvement of the harbor in the city of Superior,

Was re-committed to the committee on Judiciary.

No. 549, A.,

A bill to amend section 764 of the revised statutes of 1878, to provide for the fees of register of deeds in all counties whose population exceeds one hundred thousand inhabitants,

Was ordered to a third reading.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 17; noes, 10; absent or not voting, 6.

The vote was as follows:

Ayes—Senators Apple, Avery, Conner Falconer, Joiner, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Persons, Voss, Woodnorth and Yahr—17.

Noes—Senators Bechtner, Burdge, Kempf, Kidd, Miller, Phipps, Price, Reynolds, Stanchfield and Taylor—10.

Absent or not voting—Senators Clawson, Fetzer, Greene, Horn, Main and Pratt—6.

No. 271, A.,

A bill to amend section 1319, of the revised statutes, as amended by chapter 126, of laws of 1879, chapter 315, of laws of 1881, chapter 187, of laws of 1885, and chapter 508, laws of 1889, relating to the construction and repair of bridges,

No. 752, A.,

A bill to amend section 1774 of the revised statutes relating to the organization of corporations,

Were severally non-concurred in.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

On motion of Senator Woodnorth,  
The rules were suspended, and  
The amendment to

No. 127, S.,

A bill entitled, "an act to amend the charter of the city of Waupaca,"

Was adopted, and the bill read a third time and passed.

Senator MacBride offered the following amendments to

No. 136, S.,

A bill to apportion the state into senate and assembly districts,

Amend by striking out the words "West De Pere" where they occur in line 74, of printed bill.

Amend by striking out the words "And the city of Prescott" where they occur in line 102, of printed bill, and insert the same in line 99, between the words "Falls and" in.

On motion of Senator MacBride,

The bill with pending amendments were made a special order for to morrow morning at 11 o'clock.

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On motion of Senator Mead,

The senate took a recess until 7:30 P. M.

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7:30 O'CLOCK P. M.

The senate was called to order by the president.

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### RESOLUTIONS INTRODUCED.

By Senator Main:

Jt. Res. No. 56, S.,

*Resolved by the senate, the assembly concurring,* That Senator Falconer be granted unanimous consent to introduce a bill relating to the diet of prisoners in county jails, and allowing county boards to fix compensation thereof.

Adopted.

By Senator Lees:

Jt. Res. No. 57, S.,

*Resolved by the senate, the assembly concurring,* That Senator Kingston is hereby granted leave to introduce a bill entitled, "a bill granting to the United States jurisdiction over certain lands in Ashland county."

Adopted.

By Senator Clawson:

Res. No. 23, S.,

*Resolved,* That the assembly be and is hereby requested to return to the senate No. 848, A., entitled, an act to incorporate the city of Brodhead, for further consideration.

Adopted.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

The amendment to

No. 214, S.,

A bill to amend chapter 52 of the revised statutes of 1878, entitled "of highways and bridges,"

Was adopted.

The bill was refused engrossment.

The ayes and noes being demanded, it was decided in the negative: ayes, 4; noes, 21; not voting, 8.

The vote was as follows:

Ayes—Senators MacBride, Main, Persons and Phipps—4.

Noes—Senators Apple, Bechtner, Burdge, Conner, Falconer, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, Mead, Miller, Nash, Price, Stanchfield, Taylor, Voss, Woodnorth and Yahr—21.

Absent or not voting—Senators Avery, Clawson, Fetzner, Greene, Horn, Joiner, Pratt and Reynolds—8.

On motion of Senator Kingston,

The vote by which the bill was refused engrossment was reconsidered.

On motion of Senator Mead,

The bill was laid over.

No. 218, S.,

A bill to amend subdivision 8 of section 2969, of the annotated statutes, relating to the rate of interest on judgments,

Was ordered engrossed and read a third time.



## REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,  
No. 128, S.,

A bill to amend chapter 414 of the laws of 1887, entitled,  
"An act in relation to the insuring of school property by district boards,"

No. 313, S.,

A bill to amend section 14 of chapter 168 of the laws of Wisconsin, of the year 1887, entitled, "an act to create the third municipal court for Barron county,"

No. 233, S.,

A bill to amend chapter 51, of the laws of 1883, (section 320, A., of the annotated statutes), concerning the index to the session laws,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they do pass.

No. 349, S.,

A bill to regulate the sale of intoxicating liquors under physicians' prescriptions,

With the recommendation that it be referred to committee on State Affairs.

So ordered.

No. 206, A.,

A bill to amend section 3187, revised statutes, relating to notices of pendency of actions by filing,

No. 692, A.,

A bill to amend section 2426, revised statutes of 1878, entitled "an act relating to courts of record,"

With amendments, and recommend that they be concurred in when so amended.

No. 221, S.,

A bill in relation to the deposit of state funds in the banks of this state, and also regarding the salary to be paid to future state treasurers in the state of Wisconsin,

No. 272, S.,

A bill to amend sections 4928 and 4928a of the revised statutes and acts amendatory thereof, relating to convicts in the state prison,

No. 100, S.,

A bill to prevent incompetent persons from commencing the practice of medicine in the state of Wisconsin,

With the recommendation that they be referred to a committee of one.

No. 599, A.,

A bill relating to the manner of keeping time by persons, companies and corporations employing labor,"

No. 384, A.,

A bill to repeal chapter 128 of the general laws of 1889,

entitled "an act to amend chapter 113, of the revised statutes of the state of Wisconsin, relating to circuit courts."

No. 723, A.,

A bill to forbid the manufacture of fraudulent butter and cheese,

No. 592, A.,

A bill to provide for the improvement of the harbor in the city of Superior,

With the recommendation that they be non concurred in. Senators Lees and Clawson dissenting as to No. 384, A. Senator Clawson dissenting as to No. 128, S.

WM. KENNEDY,  
Chairman.

So ordered as to Nos. 100, 221, 272 and 349, S.

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The committee on Charitable and Penal Institutions, to whom was referred,

No. 495, A.,

A bill to amend section 1561, of the revised statutes, relating to drunkenness,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

No. 264, A.,

A bill to amend section 2039 of the revised statutes of this state, as amended by chapter 551 of the laws for the year 1887, relating to charitable trusts,

With the recommendation that it be referred to committee on Judiciary.

Senators Mead and Woodnorth dissenting as to No. 495, A.

M. C. MEAD,  
Chairman.

So ordered as to No. 264, A.,

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The committee on Incorporations, to whom was referred  
No. 263, S.,

A bill to authorize the town of Koshkonong to build a bridge across Rock river in said town,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be referred to a committee of one.

No. 492, A.,

A bill to revise the charter of the city of Ft. Howard,

No. 803, A.,

A bill to amend section 905 of the revised statutes, relating to villages,

No. 831, A.,

A bill amending section 5 of chapter 15 of chapter 154 of the laws of 1882, relating to the city of Chippewa Falls, Wisconsin,

With the recommendation that they severally be concurred in.

Senator Persons dissenting as to No. 492, A.

R. J. MACBRIDE,  
Chairman.

So ordered as to No. 263, S.

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The committee on Agriculture, to whom was referred,  
No. 251, S.,

A bill relating to the drainage of swamp, marsh and wet land and amendatory of sections 1, 3, 5, 6, 8 and 9, of chapter 495 of the laws of 1887,

Have had the same under consideration and have instructed me to report the same back with amendments, and recommend its passage when so amended.

No. 298, A.,

A bill to amend chapter 468, of laws of 1889, entitled, "an act to amend chapter 441 of laws of 1887, entitled, 'an act to extend the lien law of the state,' "

With recommendation that it be concurred in.

No. 283, A.,

A bill to repeal section 1337 of the revised statutes of 1878, With recommendation that it be indefinitely postponed .

Senator Falconer dissenting as to No. 283, A.

ADAM APPLE,  
Chairman.

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The Milwaukee Delegation, to whom was referred,

No. 163, A.,

A bill to amend the charter of the city of Milwaukee in relation to street sprinkling,

No. 529, A.,

A bill fixing the salary of the deputy comptroller of the city of Milwaukee, and amendatory of the charter of the city of Milwaukee,

No. 528, A.,

A bill to vacate a part of an alley running east and west through block 24, in Baumbach's subdivision in the Thirteenth ward of the city of Milwaukee, and suspending the provisions of the charter of said city,

No. 815, A.,

A bill amending the charter of the city of Milwaukee, and providing for the appointment of assistant assessors therein,"

Have had the same under consideration, and instructed me to report the same back with the recommendation that the same be concurred in.

No. 297, S.,

A bill to amend chapter 159, of the laws of Wisconsin for 1852, entitled, "an act to incorporate the Milwaukee Gas Light company," and the several acts amendatory thereof,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that the same be referred to Senator Kempf, as a committee of one.

HERMAN KROEGER,  
Chairman.

So ordered as to No. 297, S.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 25, S.,

A bill to protect labels and trade marks of associations and trades unions,

No. 77, S.,

A bill to authorize the location and construction of railroads in tunnels and underways, and to authorize condemnation of right of way therefor,

No. 305, S.,

A bill in relation to persons and corporations offering premiums for testing the speed of horses, and to prevent the fraudulent entering of horses to compete for such premiums,

No. 336, S.,

A bill to authorize the village of Kilbourn City to use the Wisconsin river for water works and other municipal purposes, and improve the navigation thereof,

No. 339, S.,

A bill to amend section 6 of chapter 96 of the laws of 1891, entitled, "an act to create a municipal court in and for the county of Langlade,"

No. 342, S.,

A bill to amend chapter 238 of the laws of 1882, entitled, "an act to incorporate the city of Monroe."

W. F. VOSS,  
Chairman.

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#### LETTERS, PETITIONS, ETC.

By Senator Joiner:

Pet. No. 132, S.,

Petition of John F. Grace, and 70 other citizens, of Iowa county, against the passage of No. 626, A.

To committee on Judiciary.

## MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 794, A.,

A bill to amend section 5 of chapter 523, laws of 1889, entitled, an act relating to banks and banking,

No. 216, A.,

A bill to provide for fishways in dams on Sugar river in Green county,

No. 296, A.,

A bill for the protection of fish in lakes and streams in Waukesha county,

No. 319 A.,

A bill for the prevention of the smoking of opium,

No. 354, A.,

A bill to prevent fraud at caucuses and primaries,

No. 403, A.,

A bill to amend the charter of the city of Grand Rapids,

No. 457, A.

A bill to dispose of the moneys which may be received from the United States under the provisions of an act of congress approved March 3d, entitled "an act to credit and pay the several states, territories and the District of Columbia, all moneys collected under the direct tax act levied by the act of congress approved August 5th, 1861,"

No. 481, A.,

A bill to regulate mutual, beneficiary and fraternal corporations, societies, orders and associations providing insurance on the assessment plan,

No. 636, A.,

A bill to authorize and empower the city of Eau Claire to purchase, sell, mortgage, operate and lease a system of water-works.

And has concurred in,

No. 318, S.,

A bill to authorize W. B. Crawford, his heirs and assigns, to erect and maintain a dam on Vermillion River in Barron county.

And has amended and concurred in as amended.

No. 170, S.,

A bill to authorize the city of Milwaukee to issue bonds to the amount of fifty thousand dollars for the purchase of the west one-half of block thirty-six, in the Second ward of the city of Milwaukee, for market purposes,

No. 172, S.,

A bill to amend section 3315 of the revised statutes of 1878,



of liens, as amended by chapter 312, laws of 1885, and chapter 535, laws of 1887, and chapter 333, laws of 1889,

No. 299, S.,

A bill to amend chapter 184, laws of 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852," and the several acts amendatory thereof, and the several acts amendatory thereof.

And has refused to concur in

Jt. Res. No. 55, S.,

Allowing Senator Kingston to introduce a bill.

And has adopted and asks the concurrence of the senate in

Jt. Res. No. 51, A.,

Granting leave to Mr. Osborn to introduce a bill,

Jt. Res. No. 52, A.,

Requesting the governor to return bill No. 848, A., to the assembly for further consideration,

Jt. Res. No. 53, A.,

Granting Louis Rossman permission to introduce a bill,

No. 323, A.,

A bill to authorize the commissioners of public lands of the state of Wisconsin to loan a portion of the state funds of the state of Wisconsin to the Wisconsin Agricultural Society for the purchase of lands near the city of Milwaukee and the erection of buildings thereon,

No. 629, A.,

A bill granting to the town of Stockholm in the county of Pepin, its representatives or assigns, the right to keep and maintain a toll ferry across Lake Pepin, from the village of Stockholm, Wis., to Lake City, Minn., for a term of years.

And has concurred in

No. 346, S.,

A bill directing the county board of supervisors for Milwaukee county to provide suitable quarters for the additional judge of the superior court for Milwaukee county,

No. 344, S.,

A bill to amend section 1 of chapter 52 of the laws of 1879, entitled an act to regulate the time for holding the general terms of the circuit court in the eighth judicial district, and to authorize the circuit judge of said court to appoint special terms therein, as amended by section 1 of chapter 135 of the laws of 1885, and section 1 of chapter 350 of the laws of 1889.

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#### ASSEMBLY MESSAGE CONSIDERED.

Senator Persons moved that the assembly amendments to No. 249, S.,

Be non-concurred in, and that a conference committee be appointed.

The motion prevailed.

The president appointed as such committee on the part of the senate, Senators Persons, Nash and Kidd.

No. 457, A.,

Was referred to the committee on Federal Relations.

Nos. 403, 636 and 629, A.,

Were referred to the committee on Incorporations.

Nos. 794 and 481, A.,

Were referred to the committee on Finance, Banks and Insurance.

Nos. 216 and 296, A.,

Were referred to the committee on State Affairs.

No. 319, A.,

Was referred to the committee on Education.

No. 354, A.,

Was referred to the committee on Privileges and Elections.

No. 323, A.,

Was referred to the General File.

Jt. Res. Nos. 51, 52 and 53, A.,

Were concurred in.

The amendments to

Nos. 170, A., and 299, S.,

Were concurred in.

No. 172, S.,

With amendments, was referred to the committee on Judiciary.

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#### ADJOURNMENT.

On motion of Senator Fetzer,

The senate adjourned.

THURSDAY, APRIL 16th, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. Dr. Schenck.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—32.

Absent with leave—Senator Pratt—1.

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The Journal of Wednesday was approved.

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#### LETTERS, PETITIONS, ETC.

By Senator Greene:

Pet. No. 133, S.,

Petition of L. B. Caswell, and 14 other citizens of the town of Koshkonong, against the passage of senate bill No. 263.

To committee on Incorporations.

By Senator Greene:

Pet. No. 134, S.,

Petition of E. W. Wilcox, and 10 other citizens of the town of Koshkonong, for the passage of senate bill No. 263.

To committee on Incorporations.

By Senator Falconer. (By request):

Pet. No. 135, S.,

Petition of E. Sinells, and 20 others, of Lodi, praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

## REPORTS OF COMMITTEES.

The committee on Claims, to whom was referred,  
No. 88, S.,

A bill to provide for a State Board of World's Fair Managers of Wisconsin, and to make an appropriation therefor,  
And amendment,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 123, S.,

A bill to provide for the appointment and to prescribe the duties of a state bank examiner,

With recommendation that it do pass.

No. 338, S.,

A bill to appropriate to the Wisconsin Veteran's home at Waupaca, a certain sum of money.

With a substitute, and recommend the passage of said substitute.

No. 433, A.,

A bill relating to the publication of the Blue Book, and amending certain acts,

With the recommendation that it be concurred in.

No. 712, A.,

A bill to amend section 1, of chapter 466, of the laws of 1889, relating to free high schools.

With an amendment, and recommend that it be concurred in when so amended.

Senator Nash and Messrs. Burke and Warner dissenting as to No. 88, S.

Mr. Warner dissenting as to No. 123, S.

Messrs. Crawford and Burke dissenting as to No. 338, S.

Senator Kidd dissenting as to No. 433, A.

WM. F. NASH,  
Chairman.

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The committee on State Affairs, to whom was referred,  
No. 775, A.,

A bill to amend chapter 521, laws 1889, entitled "an act to enable the qualified voters of any town, village or city within this state to determine by ballot whether any spirituous, malt or intoxicating liquors or drink shall be sold therein as a beverage."

With the recommendation that it be concurred in.

No. 194, S.,

A bill to appropriate to Hon. E. Scofield, a sum of money named therein,

No. 92, S.,

A bill to appropriate to John Fetzer a sum of money therein named,

With recommendation that they be referred to the committee on Judiciary.

FRED. W. HORN,  
Acting Chairman.

So ordered as to 92 and 194, S.

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The committee on Assessment and Collection of Taxes, to whom was referred,

No. 214, A.

A bill to repeal sections 1053 and 1054, of the revised statutes, relating to the assessment of taxes,

Have had the same under consideration and have instructed me to report the same back with an amendment, and recommend its passage when so amended.

FRED W. HORN,  
Chairman.

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The president appointed Senator Falconer to fill the vacancy of the committee on State Affairs.

On motion of Senator Kingston,

The rules were suspended, and

The amendments to

No. 214, A.,

Were adopted,

And the bill read a third time and concurred in.

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#### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 590, A.,

A bill to amend chapter 227, laws of 1885, being the charter of Whitewater, and all acts amendatory thereof,

No. 832, A.,

A bill to regulate navigation and to facilitate the assorting and storing of logs upon the Chippewa river,

No. 406, A.,

A bill relating to public lands and providing for the protection from trespass on public lands, repealing sections 238, 239 and 241 of the revised statutes of 1878, and chapter 444 of the laws of 1885,

No. 451, A.,

A bill to amend chapter 12 of the charter of the city of Milwaukee, and the several acts amendatory thereof,



No. 302, A.,

A bill to provide for the improvement of marsh and low lands in parts and portions of sections 30 and 31, in what is called and known as the Menominee valley, in the Eighth and Sixteenth wards in the city of Milwaukee, and the abatement and removal of nuisances therein.

And has adopted and asks the concurrence of the senate, in

Jt. Res. No. 54, A.,

Granting leave to Mr. Sampson to introduce a bill.

And has concurred in

No. 127, S.,

A bill to amend the charter of the city of Waupaca.

Jt. Res. No. 56, S.,

Allowing Senator Falconer to introduce a bill.

Jt. Res. No. 57, S.,

Granting Senator Kingston leave to introduce a bill.

And returns as requested,

No. 848, A.,

A bill to incorporate the city of Brodhead.

And has concurred in the senate amendments to

No. 246, A.,

A bill to authorize the Commercial Bridge company, its successors and assigns, to build and maintain a free wagon, foot, or railroad bridge over and across the waters of Sturgeon bay, between the city of Sturgeon Bay and the village of Bay View, in the county of Door,

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### ASSEMBLY MESSAGE CONSIDERED.

Senator Kidd withdraws his objections to the motion of Senator Mead to reconsider the vote by which

Jt. Res. No. 45, A.

Fixing time for final adjournment,

Was concurred in.

The question recurring on the motion to reconsider,

It was decided in the affirmative.

On motion of Senator Greene,

Further consideration was postponed until this evening.

Senator Clawson moved that when the senate adjourn it be to take a recess until 7:30 P. M.

Which motion prevailed.

Nos. 590 and 832, A.,

Were referred to the committee on Incorporations.

Nos. 302 and 451, A.,

Were referred to the Milwaukee Delegation.

Jt. Res. No. 54, A.,

Was concurred in

On motion of Senator Woodnorth,

The rules were suspended, and

No. 406, A.,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 30; noes, none; absent or not voting, 3.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Horn, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees Main, Mead, Miller, Nash, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—30.

Noes—None.

Absent or not voting—Senators Fetzner, MacBride and Pratt—3.

On motion of Senator Clawson,

The vote by which

No. 848, A.,

Was concurred in,

Was reconsidered.

Senator Clawson offered an amendment,

Which was adopted.

The bill was then read a third time and concurred in.

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### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Kingston:

No. 350, S..

A bill granting to the United States jurisdiction over certain lands in Ashland county.

On motion of Senator Kingston,

The rules were suspended, and

The bill read a third time and passed.

By Senator Falconer:

No. 351, S.,

A bill relating to the diet of inmates of county jails.

To committee on State Affairs.

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On motion of Senator Bechtner,

The vote by which

No. 179, S.,

A bill to amend chapter 187 of the revised statutes, relating to the sale, transportation and packing of unwholesome, stale, emaciated, blown, putrid or measly flesh of deceased animals,

Was ordered engrossed and read a third time,

Was reconsidered,

And the bill recommitted to the committee on Judiciary.

## BILLS READY FOR A THIRD READING.

No. 49, S.,

A bill providing that polls of election in towns, for town officers and judges shall close at the same time, and amendatory of section 796, revised statutes, as amended by chapter 232, laws of 1881.

Was read a third time and passed.

Senator Avery moved that

No. 155, S.,

A bill to repeal all laws providing for the preservation and recount of ballots,

Be indefinitely postponed.

The ayes and noes being demanded, it was decided in the negative: ayes, 8; noes, 23; absent or not voting, 2.

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Reynolds and Stanchfield—8.

Noes—Senators Apple, Conner, Falconer, Fetzner, Greene, Horn, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Persons, Phipps, Price, Taylor, Voss, Woodnorth and Yahr—23.

Absent or not voting—Senators Nash and Pratt—2.

Senator Phipps offered the following amendment:

Amend by adding to the end of section 2 the following: "Provided, however, that no canvass shall be deemed to be completed, be destroyed, until after at least two of the inspectors, one each of the two political parties which cast the largest vote in the same precinct or polling place at the last preceding general election shall have separately canvassed said ballots and severally verified the canvass thereof, and certified the same over their respective signatures, and in case of disagreement as to any ballot or ballots, such ballot or ballots shall be considered defective, and shall be disposed of as hereinbefore provided for the disposition of defective ballots.

Which was adopted.

Further consideration of this bill was laid over until the special order was disposed of.

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SPECIAL ORDER.

Being the consideration of

No. 136, S.,

A bill to apportion the state into senate and assembly districts,

Senator Kidd offered the following minority report of the committee on Apportionment.

The minority of the committee on apportionment ask leave to submit briefly the reasons which compel them to dissent from the report of the majority on bill No. 136, S., and ask that said reasons be spread upon the journal.

1st. That the bill, as a bill, was reported upon by the majority of the committee before the minority was given an opportunity to consult or make an examination as to its provisions.

2d. That since the bill has been printed we find that the provisions of the state constitution, which provides that the state shall be apportioned into senate and assembly districts, according to the number of inhabitants, and that such districts shall consist of contiguous territory, and be in as compact form as practicable, have been studiously and systematically disregarded.

3rd. There seems to have been a deliberate attempt to deprive a large portion of the state of any representation in the senate by re arranging senatorial districts so as to provide that portions of the state which elected senators at the last general election, shall elect senators again at the next election, and those portions which would be entitled under the constitution to elect senators at the next election shall not elect until the general election of 1894.

4th. That the pending bill was reported without affording the minority an opportunity to read the same or acquire any knowledge of the provisions contained therein.

Respectfully submitted,

E. I. KIDD,  
S. B. STANCHFIELD,  
HENRY B. DIKE,  
C. F. OSBORN,  
J. W. BABCOCK,  
O. L. ROSENKRANS.

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The pending amendments were adopted.

Senator Greene offered the following amendment:

Amend by striking out the words "Spring Green" where they occur in line 137 of the printed bill, and insert in lieu thereof the words "Spring Grove,"

Which was adopted.

Senator Phipps offered the following amendment:

Amend the amendment by striking out the words "Troy and the first ward of the city of River Falls" out of line 96 of section 2 of printed bill, and insert in line 93 after the word "New Richmond," the words "Troy and the first ward of the city of River Falls."

Which was rejected.

The ayes and noes being demanded, it was decided in the negative: ayes, 13; noes, 17; absent or not voting, 3.

The vote was as follows:



Ayes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Phipps, Price, Reynolds and Stanchfield—13.

Noes—Senators Apple, Conner, Fetzer, Greene, Horn, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Persons, Voss, Woodnorth and Yahr—17.

Absent or not voting—Senators Falconer, Pratt and Taylor—3.

Senators Falconer and Taylor were paired.

Senator Falconer would have voted no; Senator Taylor, aye.

Senator Main moved that the bill be recommitted to the committee on Re-apportionment,

Which was rejected.

Senator Kidd offered the following amendment:

Amend by striking out all of lines 129, 130, 131 and 132, where they occur in the printed bill, and insert in lieu thereof the following:

The towns of Bloomington, Boscobel, Clifton, Ellenboro, Fennimore, Glen Haven, Hickory Grove, Little Grant, Marion, Millville, Mt. Hope, Mt. Ida, Patch Grove, Watterstown, Wingeville, Woodman, Wyalusing, Castle Rock, Muscoda, Lancaster, Liberty and Lima shall constitute an assembly district.

Strike out all of lines 220, 221 and 222 where they occur in printed bill, and insert in lieu thereof the following:

The towns of Beetown, Cassville, Waterloo, Potosi, Paris, Smelser, Jamestown, Hazel Green, Platteville, Harrison shall constitute an assembly district.

Which was rejected.

The ayes and noes being demanded, it was decided in the negative: ayes, 13; noes, 17; absent or not voting, 3.

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Phipps, Price, Reynolds and Stanchfield—13.

Noes—Senators Apple, Conner, Fetzer, Greene, Horn, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Persons, Voss, Woodnorth and Yahr—17.

Absent or not voting—Senators Falconer, Pratt and Taylor—3.

Senators Falconer and Taylor were paired.

Senator Falconer would have voted no. Senator Taylor, aye.

Senator Main offered the following amendment:

Amend by striking out from the printed bill, lines 52, 53 and 54, and inserting the following: Jefferson county shall constitute the 23d senate district.

And by striking out from the printed bill, lines 59 to 64, inclusive, and insert the following: Dane county shall constitute the 26th senate district.



The ayes and noes being demanded, it was decided in the negative: ayes, 13; noes, 5; absent or not voting, 5.

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Phipps, Price, Reynolds and Stanchfield—13.

Noes—Senators Apple, Conner, Fetzner, Horn, Kennedy, Kingston, Koenitzer, Kroeger, Lees, Mead, Nash, Persons, Voss, Woodnorth and Yahr—15.

Absent or not voting—Senators Falconer, Greene, MacBride, Pratt and Taylor—5.

Senators Falconer and Taylor were paired.

Senator Falconer would have voted no, Senator Taylor, aye.

The bill was ordered engrossed and read a third time.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 17; noes, 13; absent or not voting, 3.

The vote was as follows:

Ayes—Senators Apple, Conner, Fetzner, Greene, Horn, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Persons, Voss, Woodnorth and Yahr—17.

Noes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Main, Miller, Phipps, Price, Reynolds and Stanchfield—13.

Absent or not voting—Senators Falconer, Pratt and Taylor—3.

Senators Falconer and Taylor were paired.

Senator Falconer would have voted aye, Senator Taylor, no.

No. 155, S.,

Was again taken up, read a third time and passed.

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## RESOLUTIONS INTRODUCED.

By Senator Greene:

Res. No. 24, S.,

*Resolved*, That the chief clerk of the senate be and he is hereby requested to furnish to the senate this evening a full statement of the business of the senate, and also procure from the chief clerk of the assembly a like report of the business of the assembly.

Adopted.

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On motion of Senator Woodnorth,  
The senate took a recess until 7:30 P. M.

7:30 O'CLOCK P. M.

The senate was called to order by the president.

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### RESOLUTIONS INTRODUCED.

By Senator Voss:

Res. No. 25, S.,

*Resolved*, That during the remainder of the session of this legislature no senator shall be allowed to speak longer than five (5) minutes at a time on any question; and further,

*Resolved*, That no senator shall grant his time to any other senator unless by unanimous consent of the senate.

Rejected.

The ayes and noes being demanded, it was decided in the negative: ayes, 11; noes, 16; absent or not voting, 6.

The vote was as follows:

Ayes—Senators Apple, Conner, Greene, Kingston, Koenitzer, Kroeger, Lees, Nash, Voss, Woodnorth and Yahr—11.

Noes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kempf, Kennedy, Kidd, Main, Miller, Persons, Phipps, Price, Reynolds, Stanchfield and Taylor—16.

Absent or not voting—Senators Falconer, Fetzer, Horn, MacBride, Mead and Pratt—6.

By Senator Persons:

Jt. Res. No. 58, S.,

*Resolved by the senate, the assembly concurring*, That leave be granted to Senator Joiner to introduce a bill to amend the charter of the city of Dodgeville.

Adopted.

By Senator Kingston:

Jt. Res. No. 59, S.,

*Resolved, by the senate, the assembly concurring*, That all business cease on Wednesday, April 22, 1891, except reports from the committee on Enrolled Bills and messages from his excellency, the governor, and between the two houses and that all standing committees except the committee on Enrolled Bills on their third reading in the assembly, shall report all bills in their hands on or before Monday, April 20, 1891, and that the legislature adjourn *sine die* at 4 o'clock on Saturday, April 25, 1891.

Adopted.

## COMMUNICATIONS TO THE LEGISLATURE.

By JOHN P. HUME, chief clerk senate:

Whole number of bills introduced.....	351	
		==
Bills disposed of.....	240	
Bills in hands standing committees.....	56	
Bills on general file.....	22	
Bills in the assembly.....	33	
	—	351
Assembly bills in senate —		
In committees.....	41	
General file.....	46	
	—	87
Bills introduced in assembly.....		850
		==
In committees.....	80	
Disposed of.....	770	
	—	850
Senate bills in assembly.....		33
		==

## REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,  
No. 348, S.,

A bill to legalize the acts of the village of Spring Green in issuing one thousand dollar bonds to the Spring Green, Wyoming & Wisconsin River Wagon Bridge company, and in paying an additional five hundred dollars to said company,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 194, S.,

A bill to appropriate to Hon. E. Scofield, a sum of money named therein,

No. 92, S.,

A bill to appropriate to John Fetzner a sum of money therein named,

With amendment, and recommend their passage when so amended.

No. 256, A.,

A bill to amend chapter 477, of the laws of 1889, relating to fishways in Rock river,

No. 264, A.,

A bill to amend section 2039 of the revised statutes of this state, as amended by chapter 551 of the laws for the year 1887,

With amendments, and recommend that they be concurred in when so amended.

No 218, A.,

A bill to amend section 655 of the revised statutes, as amended by chapter 257 of the laws of 1882, and chapter 35, of the laws of 1887, relating to the removal of county seats,

With the recommendation that it be non-concurred in.

Senators Kennedy and MacBride dissenting as to No. 218,  
A.

WM. KENNEDY,  
Chairman.

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The committee on Railroads, to whom was referred,  
No. 129, A.,

A bill to amend section 1802, revised statutes, relating to  
railroads,

No. 165, A.,

A bill to amend section 1863 of chapter 87, revised statutes,  
relating to railroads,

Have had the same under consideration, and have in-  
structed me to report the same back with the recommenda-  
tion that they be concurred in.

No. 26, S.,

A bill to regulate the inspection and navigation of steam  
vessels, and for other purposes,

No. 61, S.,

A bill to define the liabilities of persons, companies and  
corporations, in relation to damages sustained by their em-  
ployes,

Have had the same under consideration, and have in-  
structed me to report the same back with the recommenda-  
tion that it be indefinitely postponed.

Senator Kempf dissenting as to No. 161, S.

WALTER S. GREENE,  
Chairman.

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The committee on Federal Relations, to whom was re-  
ferred,

No. 457, A.,

A bill to authorize the county of Portage to borrow money  
of the state,

With the recommendation that it be concurred in.

R. J. MACBRIDE,  
Chairman.

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The committee on Town and County Organizations, to  
whom was referred,

No. 109, A.,

A bill to permit the building of a wagon bridge across  
Black river, in the county of La Crosse,

No. 703, A.,

A bill to repeal chapter 464, of the laws of 1889, entitled  
"An act relating to the creation and division of towns," and

amendatory of section 671, of the revised statutes of 1878, as amended by chapter 180, of the general laws of 1879, entitled "An act relating to the division of towns and the acts amendatory thereto,"

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

No. 424, A.,

A bill to amend section 497, of the revised statutes, relating to appeals from decisions of town boards in regard to school district boundaries,

With the recommendation that they be non-concurred in.

J. T. KINGSTON, JR.,  
Chairman.

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The committee on State Affairs, to whom was referred,  
No. 781, A.,

A bill to appropriate a certain sum of money therein named to John Jones, who was injured by the falling of the south wing of the capitol, November 8th, 1883,

Have had the same under consideration, and have instructed me to report the same back without recommendation.

No. 161, A.,

A bill to secure the better preservation of game,

No. 296, A.,

A bill for the protection of fish in lakes and streams in Waukesha county,

No. 345, A.,

A bill relating to the preservation of fish in Washington county,

No. 464, A.,

A bill for the preservation of trout in the waters of Osceola creek, in Polk county, Wisconsin,

With the recommendation that they be concurred in.

No. 216, A.,

A bill to provide for fishways in dams on Sugar river in Green county,

No. 283, A.,

A bill relating to fishways in La Crosse river, in the county of La Crosse, Wisconsin,

No. 387, A.,

A bill to provide fishways in dams in the streams of Fond du Lac county, this state,

With recommendation that they be non-concurred in.

FRED. W. HORN,  
Chairman.

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The committee on Legislative Expenditures, to whom was referred,

No. 711, A.,

A bill to amend chapter 522, of the laws of 1889, entitled



“an act to prescribe the number and duties of the legislative employes and the compensation of the same.”

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

No. 102, S.,

A bill fixing the amount the state may pay for contesting a seat in the legislature.

With a recommendation that it be indefinitely postponed.

HENRY CONNER,  
Chairman.

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The committee on Finance, Banks and Insurance, to whom was referred,

No. 794, A.,

A bill to amend section 5 of chapter 523, laws of 1889, entitled, “an act relating to banks and banking,”

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

E. W. PERSONS,  
Chairman.

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The committee on Engrossed Bills have examined and find correctly engrossed:

No. 136, S.,

A bill to apportion the state into senate and assembly districts,

No. 218, S.,

A bill to amend subdivision 8 of section 2969, of the annotated statutes, relating to the rate of interest on judgments.

F. T. YAHR,  
Chairman,

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 150, S.,

A bill to amend section 2586 of the revised statutes and the several acts amendatory thereof, relating to admission to the bar,

No. 170, S.,

A bill to authorize the city of Milwaukee to issue bonds to the amount of fifty thousand dollars for the purchase of the west one-half of block thirty six, in the Second ward of the city of Milwaukee, for market purposes,

No. 299, S.,

A bill to amend chapter 184, laws of 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852," and the several acts amendatory thereof,

No. 344, S.,

A bill to amend section 1, of chapter 52, of the laws of 1879, entitled, "an act to regulate the time for holding the general terms of the circuit court in the eighth judicial district, and to authorize the circuit judge of said court to appoint special terms therein, as amended by section 1 of chapter 135, of the laws of 1885, and section 1, of chapter 350, of the laws of 1889,

No. 346, S.,

A bill directing the county board of supervisors for Milwaukee county to provide suitable quarters for the additional judge of the superior court for Milwaukee county.

WM. F. VOSS,  
Chairman.

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On motion of Senator Avery,  
The rules were suspended, and  
No. 348, S.,

A bill to legalize the acts of the village of Spring Green in issuing one thousand dollar loan to the Spring Green, Wyoming & Wisconsin River Wagon Bridge company, and in paying an additional five hundred dollars to said company,

Was read a third time and passed.

On motion of Senator Greene,  
Jt. Res. No. 45, A.,

Fixing the time for final adjournment of the legislature,  
Was non-concurred in.

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#### BILLS READY FOR A THIRD READING.

No. 200, S.,

A bill relating to the manner of conducting elections, to secure the purity and secrecy of the ballot,

Was laid over.

No. 39, A.,

A bill to amend chapter 368 of the laws of 1889, entitled "an act to amend chapter 193 of the laws of 1887, entitled 'an act to amend section 4382 of the revised statutes, relating to the crime of rape, and to amend section 4381 of the revised statutes,'"

No. 41, A.,

A bill to amend chapter 509, of the laws of 1839,

No. 101, A.,

A bill entitled, "a bill allowing county boards to allow a certain amount to county superintendents for traveling expenses,"

No. 110, A.,

A bill to legalize the actions of the Rockland Mutual Fire Insurance company of Manitowoc county, Wisconsin,

No. 132, A.,

A bill to provide for proper records of commitments to industrial schools and orphan asylums,

No. 204, A.,

A bill conferring additional jurisdiction on the county courts of Portage county,

No. 212, A.,

A bill relating to the education of deaf mutes and blind,

No. 265, A.,

A bill to amend section 4445 of the revised statutes of 1878, relating to offenses against property,

No. 321, A.,

A bill to amend section 3, of sub-chapter 5, chapter 164. of the laws of Wisconsin for the year 1885, entitled "an act to revise the charter of the city of Chippewa Falls,"

No. 322, A.,

A bill relating to the obtaining of patents for swamps and overflowed lands in certain cases,

No. 369, A.,

A bill relating to sale of lands by executors, administrators and guardians, and amendatory of sections 3876, 3877, 3998 and 3999, of the revised statutes,

No. 389, A.,

A bill to amend section 2457, of the revised statutes of 1878, entitled, "of county courts," as amended by section 2, of chapter 496, of the laws of 1889, and to repeal chapter 280, of the laws of 1839,

No. 417, A.,

A bill to fix the terms of court in the seventh judicial circuit of Wisconsin,

No. 425, A.,

A bill to amend section 170, of the revised statutes of 1878, relating to the salaries and permanent appropriations,

No. 470, A.,

A bill to provide for the organization of drainage districts, and for the construction, maintenance and repair of drains, ditches and levees, in certain cases,

No. 472, A.,

A bill to amend section 1 of chapter 271, of the laws of 1889, relating to the property rights of married women,

No. 483, A.,

A bill to amend section 2573, of the revised statutes as amended by chapter 200, laws of 1870, as amended by chap-

ter 378, laws of 1887, relating to municipal court for Milwaukee county,

No. 549, A.,

A bill to amend section 764 of the revised statutes, to provide for the fees of register of deeds in all counties whose population exceeds one hundred thousand,

No. 589, A.,

A bill relating to terms of court in the eleventh judicial circuit.

No. 675, A.,

A bill to amend chapter 524, laws of 1889,

No. 689, A.,

A bill for an act to amend section 10 of chapter 177 of volume 2 of the laws of Wisconsin for the year 1889,

No. 699, A.,

A bill to amend section 1448 of the revised statutes, relating to the sale of lots by trustees of cemetery associations,

No. 737, A.,

A bill to exempt certain property from taxation, and amendatory of section 1033 of the revised statutes,

No. 738, A.,

A bill to authorize the persons therein named to build and maintain a dam across Shioc creek, in Shawano county,

No. 743, A.,

A bill to amend chapter 204, of the general laws 1879, as amended by chapter 246, of the general laws of 1881, by chapter 249 of the general laws of 1883, chapter 94 of general laws of 1883, chapter 458 of general laws of 1885, chapter 42, chapter 198, chapter 509 and chapter 504, general laws of 1887,

No. 844, A.,

A bill to change the time for holding terms of court in Brown county,

Were severally read a third time and concurred in.

No. 177, A.,

A bill to amend section 2 of chapter 439, of the laws of 1885, relating to the Wisconsin National Guard,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 24; noes, 2; absent or not voting, 7.

The vote was as follows:

Ayes — Senators Apple, Avery, Bachtner, Burdge, Clawson, Conner, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Miller, Nash, Persons, Price, Reynolds, Stanchfield, Taylor and Woodnorth — 24.

Noes — Senators Lees and Yahr — 2.

Absent or not voting — Senators Falconer, Fetzner, Horn, Kennedy, Phipps, Pratt and Voss — 7.



## BILLS ON THEIR THIRD READING.

No. 163, A.,

A bill to amend the charter of the city of Milwaukee in relation to street sprinkling,

No. 298, A.,

A bill to amend chapter 468, laws of 1889, entitled, "an act to amend chapter 441, laws of 1887, entitled, 'an act to extend the lien law of the state,' "

No. 327, A.,

A bill to provide for the Wisconsin National Guard retired list,

No. 328, A.,

A bill to provide for the proper maintenance of the Wisconsin Rifle Range,

Were severally ordered to a third reading.

The amendment to

No. 206; A.,

A bill to amend section 3187, revised statutes, relating to notices of pendency of actions by filing,

Was adopted, and the bill ordered to a third reading.

No. 283, A.,

A bill to repeal section 1337 of the revised statutes of 1878, Was indefinitely postponed.

On motion of Senator Mead,

The rules were suspended, and

No. 323, A.,

A bill to authorize the commissioners of public lands of the state of Wisconsin to loan a portion of the state funds of the state of Wisconsin to the Wisconsin Agricultural Society for the purchase of lands near the city of Milwaukee and the erection of buildings thereon,

Was read a third time and concurred in.

The ayes and noes being required, the vote was as follows: ayes, 25; noes, 4; absent or not voting, 4.

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Fetzer, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Phipps, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—25.

Noes—Senators Main, Miller, Nash and Persons—4.

Absent or not voting—Senators Falconer, Horn, Pratt and Price—4.

No. 375, A.,

A bill making the Scribner rule the standard rule of the state of Wisconsin for scaling logs,

Was non-concurred in.

No. 384, A.,

A bill to repeal chapter 128 of the general laws of 1839, entitled, "An act to amend chapter 113 of the revised statutes of the state of Wisconsin, relating to circuit courts,"

Was non concurred in.



The ayes and noes being demanded, ayes, 20; noes, 7; absent or not voting, 6.

The vote was as follows:

Ayes — Senators Avery, Bechtner, Burdge, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Main, Mead, Nash, Phipps, Reynolds, Stanchfield, Taylor, Voss and Woodnorth—20.

Noes — Senators Apple, Conner, Fetzer, Lees, Miller, Persons and Yahr—7.

Absent or not voting — Senators Clawson, Falconer, Horn, MacBride, Pratt, and Price—6.

Senator Clawson was paired with Senator Price.

The former would have voted no, the latter aye.

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### ADJOURNMENT.

On motion of Senator Conner,  
The senate adjourned.

FRIDAY, APRIL 17th, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. Dr. Schenck.

The roll was called and the following senators answered to their names:

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Horn, Joiner, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Price, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—30.

Absent with leave—Senators Fetzner, Kempf and Pratt—3.

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The Journal of Thursday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted to Senator Kempf until Tuesday.

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#### LETTERS, PETITIONS, ETC.

By Senator Price:

Pet. No. 136, S..

Petition of C. H. Erwin, and 30 others, of Tomah, praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Yahr:

Pet. No. 137, S.,

Petition of John Grieben, and others, of Milwaukee, and 7 others praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Joiner:

Pet. No. 138, S.,

Petition of E. M. Chandler, and 36 others, praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Joiner:

Pet. 139, S.,

Petition of Thos. P. Thomas, and others, of Arena, praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

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### RESOLUTIONS INTRODUCED.

By Senator Voss:

Res. No. 26, S.,

*Resolved*, That during the remainder of this session of the legislature no senator shall be allowed to speak longer than ten (10) minutes at a time on any question; and, further

*Resolved*, That no senator shall grant his time to any other senator without unanimous consent.

Adopted.

By Senator Phipps:

Jt. Res. No. 60, S.,

*Resolved by the senate, the assembly concurring*, That permission be granted to Senator Kennedy to introduce a bill entitled, "A bill to authorize the commissioners of the public lands, with the approval of the governor, to settle claims of the state against past state treasurers.

Adopted.

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### REPORTS OF COMMITTEES.

The committee on Finance, Banks and Insurance, to whom was referred,

No. 481, A.,

A bill to regulate mutual, beneficiary and fraternal corporations, societies, orders and associations providing insurance on the assessment plan,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

Senator Persons dissenting.

E. W. PERSONS,  
Chairman.

The committee on Incorporations, to whom was referred No. 443, A.,

A bill to extend the limits of the city of Manitowoc, by annexation of adjacent territory,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that the same be concurred in.

R. J. MACBRIDE,  
Chairman.

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### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 16, A.,

A bill to protect trade and commerce against unlawful trusts and monopolies,

No. 124, A.,

A bill relating to the office of state fish and game warden and the preservation of fish, game and birds, and repealing sections Nos. 5, 6, 7, 8, 9 and 11, of chapter 520 of the general laws of Wisconsin for the year 1887, and chapter 456 of the laws of Wisconsin for the year 1887, and sections 1, 2 and 3, of chapter 414 of the general laws of Wisconsin for the year 1889,

No. 201, A.,

A bill to amend sections 2, 6, 9, 12 and 14 of chapter 470 of the laws of 1887, "An act to suppress vagabondage and to repeal chapter 188 of the laws of 1879, as amended by chapter 291 of the laws of 1882, and chapter 342 of the laws of 1883, as amended by chapter 333 of the laws of 1885,"

No. 266, A.,

A bill to amend section 453, revised statutes, concerning the compensation of the members of the board of examiners of applicants for state certificates,

No. 708, A.,

A bill to amend chapter 358 of the laws of 1887, relating to a clerk in the office of the state superintendent,

No. 593, A.,

A bill relating to the harbor districts and improvements thereof in the city of Superior,

No. 622, A.,

A bill to amend chapter 124 of the laws of 1887, entitled, "an act to revise, consolidate and amend the act incorporating the city of Sheboygan and the acts amendatory thereof.

And has adopted and asks the concurrence of the senate in

Jt. Res. No. 55, A.,

Allowing John Winans to introduce a bill.

And has concurred in

Jt. Res. No. 60, S.,

Granting permission to Senator Kennedy to introduce a bill,

Jt. Res. No. 58, S.,

Granting leave to Senator Joiner to introduce a bill.

And has refused to concur in

No. 178, S.,

A bill to authorize the state board of supervision to construct fire escapes on the northern hospital for insane and the state hospital for insane, and to appropriate money therefor,

No. 248, S.,

A bill to amend section 668 (as amended by chapter 149, laws of 1885), relating to county boards.

And has concurred in the senate amendments, to

No. 214, A.,

A bill to repeal sections 1053 and 1054, of the revised statutes, relating to the assessment of taxes,

No. 848, A.,

A bill to incorporate the city of Brodhead.

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#### ASSEMBLY MESSAGE CONSIDERED.

Nos. 116 and 201, A.,

Were referred to the committee on Judiciary.

No. 124, A.,

Was referred to committee on State Affairs.

No. 266, A.,

Was referred to committee on Education.

No. 708, A.,

Was referred to the General File.

No. 593, A.,

Was referred to committee on Incorporations.

On motion of Senator Mead,

The rules were suspended, and

No. 622, A.,

Was read a third time and concurred in.

Jt. Res. No. 55, A.,

Was concurred in.

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#### BILLS INTRODUCED.

Read first and second times and referred.

By Senator Joiner:

No. 352, S.,

A bill to amend the charter of the city of Dodgeville.



On motion of Senator Joiner,  
The rules were suspended, and the bill read a third time  
and passed.

By Senator Kennedy:

No. 353, S.,

A bill to authorize the commissioners of public lands,  
with approval of the governor, to settle claims of the state  
against past state treasurers.

To committee on Public Lands.

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### BILLS READY FOR A THIRD READING.

No. 218, S.,

A bill to amend subdivision 8, of section 2969, of the annotated statutes, relating to the rate of interest on judgments,

Was read a third time and passed.

Senator Lees by unanimous consent offered the following amendments, to

No. 200, S.,

A bill relating to the manner of conducting elections, to secure the purity and secrecy of the ballot,

Amend section 16 of printed bill by adding thereto the following:

All ballots ordered printed by the county clerk of each county and the city clerk of each city as provided for in the preceding section shall be printed at the cost of their respective counties or cities as ordered.

Amend by striking out the words "and chairman of the convention in primary meeting" where the same occur in the 12th line of section 4, of the printed bill, and inserting in lieu thereof the words "of the convention and the chairman in primary meeting."

Amend by striking the words, "and which the original ballots have been so failed to be," where the same occur in the 20th line of section 18 of the printed bill, and inserting in lieu thereof the words, "to replace the original ballots which have not been."

Amend section 3, of the substitute bill, as printed, by adding thereto the following:

Third. In case any public officer, political or judicial, may be nominated, by a nomination paper or papers containing, first, the name of the candidate, second, the office for which he is nominated, third, his business or vocation, fourth, his residence, with street and number, if any, fifth, the party or principle which he represents, expressed in not more than five words. Such paper shall be signed, if for officer to be voted for throughout the state, by at least 1,000 voters of the state; if for an officer to be elected by a county, district

or other division less than the state, by a number of voters thereof, not less than one per centum of the whole number of votes cast therein at the last general election preceding such nomination, and at least thirty voters, if for a ward office in a ward, polling less than one hundred and fifty votes, by at least fifteen electors of such wards. Signatures need not be upon the same paper. Each voter can sign for but one nomination to the same office, he shall add to his signature his business and residence, street and number, if any, and make oath or affirm before some person authorized to administer oaths, that he is an elector and has truly stated his business and residence. But in using words to express the party or principles represented by a candidate nominated by nomination paper, if the same name is used as pertains to some political party making a nomination by convention, the word nomination paper shall be used as part of such designation.

Which was adopted, and the bill read a third time and passed.

No. 136, S.,

A bill to apportion the state into senate and assembly districts,

Was read a third time and passed.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 18; noes, 13; absent or not voting, 2.

The vote was as follows:

Ayes—Senators Apple, Conner, Falconer, Fetzer, Greene, Horn, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Persons, Voss, Woodnorth and Yahr—18.

Noes—Senators Avery, Bechtner, Burdge, Clawson, Joiner, Kidd, Main, Miller, Phipps, Price, Reynolds, Stanchfield and Taylor—13.

Absent or not voting—Senators Kempf and Pratt—13.

No. 163, A.,

A bill to amend the charter of the city of Milwaukee in relation to street sprinkling,

No. 206, A.,

A bill to amend section 3187, revised statutes, relating to notices of pendency of actions by filing,

No. 298, A.,

A bill to amend chapter 468, of laws of 1889, entitled, "an act to amend chapter 441 of laws of 1887, entitled, 'an act to extend the lien law of the state,'"

Were severally read a third time and concurred in.

On motion of Senator Nash,

No. 327, A.,

A bill to provide for the Wisconsin National Guard retired list,

Was returned to the assembly for further consideration.

No. 328, A.,

A bill to provide for the proper maintenance of the Wisconsin Rifle Range,

Was read a third time and passed.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 27; noes, 1; absent or not voting, 5.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Horn, Joiner, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Price, Reynolds, Stanchfield, Voss, Woodnorth and Yahr—27.

Noes—Senator Lees—1.

Absent or not voting—Senators Avery, Fetzer, Kempf, Pratt and Taylor—5.

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### BILLS ON THEIR THIRD READING.

No. 109, A.,

A bill to permit the building of a wagon bridge across Black river, in the county of La Crosse,

No. 129, A.,

A bill to amend section 1802, revised statutes, relating to railroads,

No. 165, A.,

A bill for an act to amend section 1863 of chapter 87 of revised statutes, relating to railroads,

Were severally ordered to a third reading.

No. 216, A.,

A bill to provide for fishways in dams on Sugar river in Green county,

Was non concurred in.

Senator Avery offered the following amendment to

No. 161, A.,

A bill to secure the better preservation of game.

Amend by inserting after the word variety, in the twenty-second line of section 1 of the engrossed bill, the words "with a dog or dogs,"

Which was rejected, and the bill laid over until the evening session.

Senator Phipps offered the following amendment to

No. 218, A.,

A bill to amend section 655 of the revised statutes, as amended by chapter 257 of the laws of 1882, and chapter 35, of the laws of 1887, relating to the removal of county seats,

Amend section 1, of the substitute No. 218, A., by striking out the first nineteen lines thereof as appears in the printed bill, and insert in lieu the following:

Section 655 of the revised statutes as amended by chapter 257, of the laws of 1882, and chapter 35, of the laws of 1887, is hereby amended by adding to said section at the end thereof the following: Provided, further, that when there shall be or shall have been presented to the county board of any county, a petition signed by two-fifths of the voters of such county as hereinbefore provided, and thereafter and before action shall have been taken upon said petition by the county board, a sufficient number of such petitioners shall have withdrawn their names from said petition so as to reduce the whole number of signatures remaining upon said petition below the required two fifths, a new petition may be presented within one year from the date of presentation of said first petition, and if it contain the requisite number of signers, it shall be received and acted upon by the county board the same as if no other petition had been presented for a like purpose, and the question of removal shall thereupon be submitted to the voters of said county, notwithstanding the provisions of this act in regard to the erection of a building costing three thousand dollars or more if the appropriation for said building or buildings shall have been made subsequent to the presentation of the first petition and prior to the filing of the second petition.

Upon presentation of any petition under the provision of this section, the county clerk shall immediately cause a notice to be published in at least one or more papers published in said county for two successive weeks, and in case no paper is published in said county, by posting notices in at least two public places in each organized town in the county, setting forth that such petition has been filed with the county clerk, and no person whose name is signed to said petition shall be permitted to withdraw his name from such petition unless a written request for such withdrawal be filed with the county clerk within two weeks from the date of first publication of such notice. The filing of a petition under the provisions of this section with the county clerk shall be deemed a presentation of such petition to the county board.

The provisions of this act shall not in any manner affect the determination of any question relating to the submission of the question of removal of a county seat now pending in any court, nor impair the legal effect of any petition which has been heretofore presented; provided, that nothing herein shall be construed to affect in any manner the provisions of chapter 39 of the general laws of 1891, so that when said section is so amended it shall read as follows:

And by striking out all of said line 42 after the word "purposes," also strike out lines 43 to 53, both inclusive, and insert the following:



Amend section 1 of the substitute to No. 218, A, by striking out the first nineteen lines thereof, as appears in the printed bill, and insert in lieu the following:

Section 655 of the Revised Statutes, as amended by chapter 257 of the laws of 1882, and chapter 35 of the laws of 1887, is hereby amended by adding to said section at the end thereof the following: Provided, further, that when there shall be, or shall have been presented to the county board of any county, a petition signed by two-fifths of the voters of such county as hereinbefore provided, and thereafter and before action shall have been taken upon said petition by the county board, a sufficient number of such petitioners shall have withdrawn their names from said petition so as to reduce the whole number of signatures remaining upon said petition below the required two-fifths, a new petition may be presented within one year from the date of presentation of said first petition, and if it contain the requisite number of signers, it shall be received and acted upon by the county board the same as if no other petition had been presented for a like purpose, and the question of removal shall thereupon be submitted to the voters of said county notwithstanding the provisions of this act in regard to the erection of a building costing \$3,000 or more, if the appropriation for said building or buildings shall have been made subsequent to the presentation of the first petition and prior to the filing of the second petition.

Upon presentation of any petition under the provision of this section the county clerk shall immediately cause a notice to be published in at least one or more papers published in said county for two successive weeks, and in case no paper is published in said county, by posting notices in at least two public places in each organized town in the county, setting forth that such petition has been filed with the county clerk, and no person whose name is signed to said petition shall be permitted to withdraw his name from such petition unless a written request for such withdrawal be filed with the county clerk with two weeks from the date of the first publication of such notice. The filing of a petition under the provisions of this section with the county clerk shall be deemed a presentation of such petition to the county board.

The provisions of this act shall not in any manner affect the determination of any question relating to the submission of the question of removal of a county seat now pending in any court, nor impair the legal effect of any petition which has been heretofore presented; provided, that nothing herein shall be construed to affect in any manner the provisions of chapter 39 of the general laws of 1891, so that when said section is so amended it shall read as follows:

Which was rejected.



The ayes and noes being demanded, it was decided in the negative: ayes, 5; noes, 21; absent or not voting, 7.

The vote was as follows:

Ayes—Senators Conner, Kennedy, Miller, Phipps and Reynolds—5

Noes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Falconer, Greene, Joiner, Kidd, Koenitzer, Kroeger, Lees, Main, Mead, Nash, Persons, Stanchfield, Taylor, Voss, Woodnorth and Yahr—21.

Absent or not voting—Senators Fetzer, Horn, Kempf, Kingston, MacBride, Pratt and Price—7.

Senators Price and MacBride were paired.

Senator MacBride would have voted aye, and Senator Price would have voted no.

The bill was non concurred in.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 21; noes, 5; absent or not voting, 7.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Clawson, Falconer, Greene, Joiner, Kidd, Koenitzer, Kroeger, Lees, Main, Mead, Miller, Nash, Persons, Stanchfield, Taylor, Voss, Woodnorth and Yahr—21.

Noes—Senators Burdge, Conner, Kennedy, Phipps and Reynolds—5.

Absent or not voting—Senators Fetzer, Horn, Kempf, Kingston, MacBride, Pratt and Price—7.

Senators MacBride and Price were paired.

Senator MacBride would have voted no, and Senator Price aye.

Senator Taylor moved to reconsider the vote by which the bill was non concurred in, and that the motion be laid upon the table.

Which motion prevailed.

On motion of Senator Clawson,

The vote by which

No. 216, A.,

Was non concurred in, was reconsidered, and the bill re-committed to the committee on State Affairs.

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On motion of Senator Lees,

The senate took a recess until 7:30 o'clock P. M.

7:30 O'CLOCK P. M.

The senate was called to order by the president.

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### LEAVE OF ABSENCE.

Leave of absence was granted Senator Mead until Tuesday morning.

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### LETTERS, PETITIONS, ETC.

By Senator Lees:

Pet No. 140, S.,

Petition of J. L. Edwards, and 22 others, of Durand, Wis.,  
praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

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### RESOLUTIONS INTRODUCED.

By Senator Yahr:

Jt. Res. No. 61, S.,

*Resolved by the senate, the assembly concurring,* That  
127, A., be recalled from the governor for correction.

Adopted.

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### REPORTS OF COMMITTEES.

The committee on State Affairs, to whom was referred,  
No. 124, A.,

A bill relating to the preservation of fish, game and birds,  
and to the office of fish and game wardens,

No. 216, A.,

A bill to provide for fishways in dams on Sugar River, in  
Green county,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

No. 73, S.,

A bill for the protection of fish in the waters of the Wolf river, the Fox river, from the mouth of the Wolf to the dam at Depere, and Lakes Winnebago, Poygan, Winneconne, and Butte des Morts,

No. 351, S.,

A bill relating to the diet of inmates of county jails,  
With the recommendation that they do pass.

No. 626, A.,

A bill to provide for the better preservation of fish,  
With amendment, and recommend that it be concurred in when so amended; and further recommend that the clerk be instructed to correct the title to correspond with the body of the bill.

FRED W. HORN,  
Chairman.

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The committee on Judiciary, to whom was referred,  
Jt. Res. No. 8, S.,

Amending section 3 of article 11 of the constitution of the state of Wisconsin,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be adopted.

No. 759, A.,

A bill to amend sub-division 20 of section 2933 of chapter 130 of the revised statutes as amended, entitled "of executions,"

With amendments, and recommend that it be concurred in when so amended,

No. 323, S.,

A bill to amend chapter 452, laws of 1889, entitled, "an act to create the office of dairy and food commissioner, to prescribe his duties, and to make an appropriation,"

Jt. Res. No. 10, S.,

To amend section 4 of article 6 of the constitution,

Jt. Res. No. 12, S.,

Agreeing to a proposed amendment to section 1 of article 10 of the constitution of the state of Wisconsin.

Senator Taylor dissenting.

Jt. Res. No. 15, S.,

Proposing an amendment to section 5 of article 1 of the constitution of the state of Wisconsin, relating to jury trials,  
Senator Taylor dissenting.

Jt. Res. No. 19, S.,

For the amendment of section 4, article 11, of the constitution, and for the abrogation of section 5 of said article 11,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be indefinitely postponed.

No. 201, A.,

A bill to amend sections 2, 6, 9, 12 and 14, of chap. 470 of the laws of 1887, "An act to suppress vagabondage and to repeal chap. 188 of the laws of 1879, as amended by chap. 291 of the laws of 1882, and chap. 342 of the laws of 1883, as amended by chap. 333 of the laws of 1885,"

No. 255, A.,

A bill to amend section 4096 of chapter 176 of the revised statutes, entitled, "of evidence," as amended by chapter 194, laws of 1882, and by chapter 321, of laws of 1885, and by chapter 348, laws of 1889,

No. 78, A.,

A bill to amend section 1, of chapter 366, of the laws of 1885, entitled, "an act to amend section 2624, of the revised statutes of 1878," and providing for a change of place of trials from county and municipal courts,

No. 648, A.,

A bill to establish a municipal court at Oconomowoc,  
With the recommendation that they be non-concurred in.

Senator Taylor dissenting as to Jt. Res. 12 and 15, S.

WM. KENNEDY,  
Chairman.

The committee on Claims, to whom was referred,

No. 257, S.,

A bill to prescribe the number and duties of the legislative employes, fixing their compensation and providing for the printing of all bills, memorials, joint resolutions and the journals of each house,

With amendments,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass when so amended.

WM. F. NASH,  
Chairman.

The committee on Public Lands, to whom was referred,

No. 324, S.,

A bill to provide for the survey of swamp lands in the township of Freeman, Crawford county, and fixing the minimum price at which the same may be sold,

Have had the same under consideration, and have instructed me to report the same back with the recommendation it do pass.

HERMAN KROEGER,  
Acting Chairman.

The committee on Incorporations, to whom was referred,  
No. 403, A.,

A bill to amend the charter of the city of Grand Rapids,  
No. 446, A.,

A bill to amend sections 1771 and 1775, of chapter 86, of the revised statutes of 1878, entitled, "of the organization of corporations,"

No. 590, A.,

A bill to amend chapter 227, laws of 1885, being the charter of Whitewater, and the acts amendatory thereof,

No. 636, A.,

A bill to authorize the city of Eau Claire to purchase, sell, mortgage, operate and lease a system of water works, Have had the same under consideration, and have instructed me to report the same back with the recommendation that they severally be concurred in.

No. 832, A.,

A bill to regulate navigation and to facilitate the assorting and storing of logs upon the Chippewa river,

With amendment, and recommend its passage when so amended.

R. J. MACBRIDE,  
Chairman.

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The Milwaukee Delegation, to whom was referred,

No. 451, A.,

A bill to amend chapter 12 of the charter of the city of Milwaukee, and the several acts amendatory thereof,

Have had the same under consideration, and instructed me to report the same back with the recommendation that it be concurred in.

HERMAN KROEGER,  
Chairman.

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The committee on Privileges and Elections, to whom was referred,

No. 518, A.,

A bill relating to the opening and closing of the polls at every election held in this state in all incorporated cities,

Have had the same under consideration, and have instructed me to report the same back with amendment and recommend its passage when so amended.

ROBERT LEES,  
Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 127, S.,

A bill entitled "an act to amend the charter of the city of Waupaca,"



No. 172, S.,

A bill to amend section 3315, of the revised statutes of 1878, "of liens," as amended by chapter 312, laws of 1885, and chapter 535, laws of 1887, and chapter 333, laws of 1889,

No. 318, S.,

A bill to authorize W. B. Crawford, his heirs and assigns, to erect and maintain a dam on Vermillion river, in Barron county.

WM. F. VOSS,  
Chairman.

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On motion of Senator MacBride,  
The rules were suspended, and  
No. 832, A.,  
Was read a third time and passed.

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#### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 93, A.,

A bill to provide for fishways in dam on the Baraboo river in Sauk county,

No. 148, A.,

A bill to provide for fishways in dams on the Trempealeau river in Jackson and Trempealeau counties,

No. 242, A.,

A bill to amend section 408, of the revised statutes of 1878, as amended by chapter 214, of the laws of 1883, as amended by chapter 7, of the laws of 1885, relating to appropriation for teachers' institutes,

No. 575, A.,

A bill to appropriate to Marie Kunkel, widow of Franz Kunkel, of Milwaukee, Wisconsin, a certain sum of money for the benefit of herself and the infant children of Franz Kunkel, deceased,

No. 577, A.,

A bill to lay out a state road between certain points in Milwaukee and Waukesha counties,

No. 688, A.,

A bill relating to the manner and time of payment of employes,

No. 727, A.,

A bill relating to the fishing industries of public waters of Wisconsin.

And returns for further consideration,

No. 327, A.,

A bill to provide for the Wisconsin National Guard retired list.

And has passed, and asks the concurrence of the senate in  
No. 839, A.,

A bill to amend chapter 221, laws of 1882, entitled, "An act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act and to amend the same,

No. 851, A.,

A bill to authorize the commissioners of public lands to loan the county of Dunn a sum of money from the trust funds of the state, and to repeal chapter 314, of the general laws of 1889.

And has concurred in

No. 97, S.,

A bill to provide more adequate facilities of physical and professional training at the Platteville and Whitewater normal schools,

No. 118, S.,

A bill relating to the management of county asylums for the chronic insane,

No. 135, S.,

A bill to apportion the state into congressional districts,

No. 153, S.,

To amend section 8, of chapter 1, of the laws of 1887, entitled an act to revise, consolidate and amend chapter 43 of the private and local laws of 1869, entitled an act to incorporate the Wisconsin Odd Fellows Mutual Life Insurance company, approved February 17, 1869, and the several acts amendatory thereof,

No. 293, S.,

A bill to submit to the people an amendment to sub division 9 of section 31 of article IV of the constitution of the state of Wisconsin,

No. 326, S.,

A bill to amend sections 1332, 1333, and 1335 of the revised statutes relating to encroachments,

No. 341, S.,

A bill to fix the time for holding court in the sixth Judicial circuit,

No. 348, S.,

A bill to legalize the acts of the village of Spring Green in issuing one thousand dollar bond to the Spring Green, Wyoming & Wisconsin River Wagon Bridge company, and in paying an additional five hundred dollars to said company,

Jt. Res. No. 13, S.,

Agreeing to a proposed amendment to sub division 9 of section 31 of article IV of the constitution of the state of Wisconsin,

No. 136, S.,

A bill to apportion the state into senate and assembly districts.

And has amended and concurred in as amended,

No. 230, S.,

A bill in relation to the municipal court of Dane county.

And has concurred in the senate amendments, to

No. 265, A.,

A bill to amend section 4445 of the revised statutes of 1878, relating to offenses against property,

No. 321, A.,

A bill to amend section 3, of sub-chapter 5, chapter 164, of the laws of Wisconsin for the year 1885, entitled "an act to revise the charter of the city of Chippewa Falls,"

No. 737, A.,

A bill to exempt certain property from taxation, and amendatory of section 1038 of the revised statutes,

No. 743, A.,

A bill to amend chapter 204, of the general laws of 1879, as amended by chapter 246, of the general laws of 1881, by chapter 249 of the general laws of 1882, chapter 94 of general laws of 1883, chapter 458 of general laws of 1885, chapter 42, chapter 198, chapter 509, chapter 504, general laws of 1887, relating to fraternal societies.

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#### ASSEMBLY MESSAGE CONSIDERED.

Nos. 93, 148 and 727, A.,

Were referred to the committee on State Affairs.

No. 242, A.,

Was referred to the committee on Education.

No. 575, A.,

Was referred to the General File.

No. 577, A.,

Was referred to the committee on Roads and Bridges.

Nos. 688 and 839, A.,

Were referred to the committee on Incorporations.

No. 327, A.,

Was returned to the assembly for further consideration.

The assembly amendment to

No. 230, S.,

Was concurred in.

On motion of Senator MacBride,

The rules were suspended, and

No. 851, A.,

Was read a third time and concurred in.

On motion of Senator Falconer,

All bills in the hands of the committee on Education be taken from that committee and recommitted to the committee on State Affairs.

## BILLS ON THEIR THIRD READING.

No. 296, A.,

A bill for the protection of fish in lakes and streams in Wuakesha county,

No. 345, A.,

A bill relating to the preservation of fish in Washington county,

No. 464, A.,

A bill for the preservation of trout in the waters of Osceola Creek, in Polk county, Wisconsin,

No. 528, A.,

A bill to amend the charter of the city of Milwaukee, and the several acts amendatory thereof,

No. 529, A.,

A bill to amend the charter of the city of Milwaukee, and the several acts amendatory thereof,

No. 703, A.,

A bill to repeal chapter 464, of the laws of 1889, entitled "An act relating to the creation and division of towns," and amendatory of section 671, of the revised statutes of 1878, as amended by chapter 180, of the general laws of 1879, entitled "An act relating to the division of towns and the acts amendatory thereto,"

No. 711, A.,

A bill to amend chapter 522, of the laws of 1889, entitled "an act to prescribe the number and duties of the legislative employes and the compensation of the same."

No. 775, A.,

A bill to amend chapter 521, laws 1889, entitled "an act to enable the qualified voters of any town, village or city within this state to determine by ballot whether any spirituous, malt or intoxicating liquors or drink shall be sold therein,"

No. 781, A.,

A bill to appropriate a certain sum of money therein named to John Jones, who was injured by the falling of the south wing of the capitol, November 8th, 1883,

No. 794, A.,

A bill to amend section 5 of chapter 523, laws of 1889, entitled, "an act relating to banks and banking,"

No. 815, A.,

A bill amending the charter of the city of Milwaukee, and providing for the appointment of assistant assessors therein, and fixing the salary of the tax commissioner,

No. 831, A.,

A bill amending section 5 of chapter 15 of chapter 154 of the laws of 1882, relating to the city of Chippewa Falls, Wisconsin,

No. 847, A.,

A bill to appropriate a sum of money to defray the ex-



pense of firing a salute of one hundred guns on the 23d day of February, 1891, in honor of Washington's birthday,

Were severally ordered to a third reading.

The amendments, to

No. 256, A.,

A bill to amend chapter 477, of the laws of 1889, relating to fishways in Rock river,

No. 264, A.,

A bill for an act to amend section 2039 of the revised statutes of this state, as amended by chapter 551 of the laws for the year 1887,

No. 692, A.,

A bill to amend section 2426, revised statutes of 1878, entitled "an act relating to courts of record,"

No. 712, A.,

A bill to amend section 1 of chapter 466 of the laws of 1889, relating to free high schools,

Were severally adopted and the bills ordered to a third reading.

No. 492, A ,

A bill to revise the charter of the city of Ft. Howard,

No. 803, A.,

A bill to amend section 905 of the revised statutes, relating to villages,

Were laid over until Tuesday.

Senator Mead offered the following amendment to

No. 161, A.,

A bill to secure the better preservation of game,

Amend, by adding at the end of the word, "time" in the fourth line of the printed bill, the following, "excepting during the month of November,"

Which was rejected.

Senator Falconer offered the following amendments:

Amend by adding new sections to stand as sections 7 and 8, and renumbering following sections:

Section 7. All meandered lakes and streams in the state of Wisconsin, are hereby declared to be navigable waters for the purpose of hunting and fishing, and any person may place thereon, boats, skiffs, canoes or other craft, the use of which for hunting or fishing is not prohibited by law. and use the same for such hunting or fishing. While upon such navigable waters any person may take, capture, kill and have fish and game at any time and in any manner not prohibited by this act or the laws of this state, and no action for trespass or otherwise shall be maintained for so killing, capturing, taking or having of game or fish in any manner authorized by the laws of the state.

Section 8. No person, club, association or corporation, shall acquire any exclusive right to the fish or game found in, on, or above, any of the public waters of this state, and all instruments which shall purport to convey any such ex-



clusive rights or privileges are hereby declared to be contrary to public policy, void and of no effect.

Rejected.

The bill was ordered to a third reading.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 20; noes, 6; absent or not voting, 7.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Burdge, Conner, Fetzner, Greene, Kidd, Kingston, Kroeger, Lees, MacBride, Main, Miller, Nash, Persons, Phipps, Reynolds, Taylor, Voss and Yahr—20.

Noes—Senators Avery, Falconer, Joiner, Koenitzer, Mead and Woodnorth—6.

Absent or not voting—Senators Clawson, Horn, Kempf, Kennedy, Pratt, Price, and Stanchfield—7.

No. 433, A.,

A bill relating to the publication of the Blue Book, and amending certain acts,

Was ordered to a third reading.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 15; noes, 13; absent or not voting, 5.

The vote was as follows:

Ayes—Senators Apple, Avery, Conner, Falconer, Fetzner, Greene, Kennedy, Kroeger, Lees, MacBride, Nash, Persons, Voss, Woodnorth and Yahr—15.

Noes—Senators Bechtner, Burdge, Clawson, Joiner, Kidd, Kingston, Koenitzer, Main, Mead, Miller, Phipps, Reynolds and Taylor—13.

Absent or not voting—Senators Horn, Kempf, Pratt, Price and Stanchfield—5.

No. 495, A.,

A bill relating to the arrest, trial and punishment of vagrants, drunkards and persons violating any city or village ordinance in any incorporated city or village in this state,

Was ordered to a third reading.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 14; noes, 12; absent or not voting, 7.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Conner, Greene, Joiner, Kennedy, Kingston, Lees, MacBride, Miller, Taylor, Voss and Yahr—14.

Noes—Senators Burdge, Clawson, Falconer, Kidd, Koenitzer, Kroeger, Main, Mead, Nash, Persons, Reynolds and Woodnorth—12.

Absent or not voting—Senators Fetzner, Horn, Kempf, Phipps, Pratt, Price and Stanchfield—7.

No. 286, A.,

A bill relating to fishways in La Crosse river, in the county of La Crosse, Wisconsin,

No. 387, A.,

A bill to provide fishways in dams in the streams of Fond du Lac county, this state,

No. 424, A.,

A bill to amend section 497, of the revised statutes, relating to appeals from decisions of town boards in regard to school district boundaries,

No. 592, A.,

A bill to provide for the improvement of the harbor in the city of Superior.

No. 599, A.,

A bill relating to the manner of keeping time by persons, companies and corporations employing labor,

No. 723, A.,

A bill to forbid the manufacture of fraudulent butter and cheese,

Were severally non-concurred in.

Senator Voss moved to reconsider the vote, by which

No. 493, A.,

Was ordered to a third reading.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 14; noes, 13; absent or not voting, 6.

The vote was as follows:

Ayes—Senators Clawson, Falconer, Fetzer, Greene, Kidd, Koenitzer, MacBride, Main, Mead, Nash, Phipps, Reynolds, Voss and Woodnorth—14.

Noes—Senators Apple, Avery, Bechtner, Burdge, Conner, Joiner, Kingston, Kroeger, Lees, Miller, Persons, Taylor and Yahr—13.

Absent or not voting—Senators Horn, Kempf, Kennedy, Pratt, Price and Stanchfield—6.

Senator Voss moved that the bill be indefinitely postponed.

The ayes and noes being demanded, it was decided it the negative: ayes, 12; noes, 16; absent or not voting, 5.

The vote was as follows:

Ayes—Senators Burdge, Clawson, Falconer, Greene, Kennedy, Kidd, Koenitzer, Main, Mead, Nash, Reynolds and Voss—12.

Noes—Senators Apple, Avery, Bechtner, Conner, Fetzer, Joiner, Kingston, Kroeger, Lees, MacBride, Miller, Persons, Phipps, Taylor, Woodnorth and Yahr—16.

Absent or not voting—Senators Horn, Kempf, Pratt, Price and Stanchfield—5.

Senator Mead moved that the bill be laid over until Tuesday.

Motion was lost.

Senator MacBride moved that the bill be laid over until to-morrow morning.

Which motion was lost.

The bill was then ordered to a third reading.

Senator Greene moved that the rules be suspended, and

All bills ordered to a third reading to-day be read a third time and concurred in.

The motion prevailed.

Nos. 109, 129, 165, 345, 256, 264, 464, 528, 529, 692, 703, 775, 794, 815 and 831, A.,

Were read a third time and concurred in.

No. 463, A.,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 16; noes, 11; absent or not voting, 6.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Conner, Falconer, Fetzer, Greene, Kennedy, Kroeger, Lees, MacBride, Nash, Voss, Woodnorth and Yahr—16.

Noes—Senators Clawson, Joiner, Kidd, Kingston, Main, Mead, Miller, Persons, Phipps, Reynolds and Taylor—11.

Absent or not voting—Senators Horn, Kempf, Koenitzer, Pratt, Price and Stanchfield—6.

No. 711, A.,

Were read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 23; noes, none; absent or not voting, 10.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Green, Joiner, Kidd, Kingston, Kroeger, Lees, MacBride, Main, Miller, Persons, Phipps, Reynolds, Taylor, Voss, Woodnorth and Yahr—23.

Noes—None.

Absent or not voting — Senators Fetzer, Horn, Kempf, Kennedy, Koenitzer, Mead, Nash, Pratt, Price and Stanchfield—10.

No. 712, A.,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 21; noes, 1; absent or not voting, 12.

The vote was as follows:

Ayes—Senators Apple, Conner, Falconer, Greene, Joiner, Kidd, Kingston, Kroeger, Lees, MacBride, Main, Mead, Nash, Persons, Phipps, Reynolds, Taylor, Voss, Woodnorth and Yahr—21.

Noes — Senator Burdge — 1.

Absent or not voting — Senators Avery, Bechtner, Clawson, Fetzer, Horn, Kempf, Kennedy, Koenitzer, Miller, Pratt, Price and Stanchfield — 12.

No. 781, A.,

Was read a third time and concurred in.

The ayes and noes being required: ayes, 24; noes, none; absent or not voting, 8.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kennedy, Kidd, Kroeger, Lees, MacBride, Main, Mead, Nash, Persons, Phipps, Reynolds, Taylor, Voss, Woodnorth and Yahr—24.

Noes—None.

Absent or not voting—Senators Avery, Horn, Kempf, Kingston, Koenitzer, Miller, Pratt, Price and Stanchfield—8.  
No. 847, A.,

Was read a third time and concurred in.

The ayes and noes being required; ayes, 24; noes, none; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kennedy, Kidd, Kroeger, Lees, MacBride, Main, Mead, Nash, Persons, Phipps, Reynolds, Taylor, Voss, Woodnorth and Yahr—24.

Noes—None.

Absent or not voting—Senators Avery, Horn, Kempf, Kingston, Koenitzer, Miller, Pratt, Price and Stanchfield—9.

On motion of Senator Phipps,  
The rules were suspended, and

No. 443, A.,

A bill to extend the limits of the city of Manitowoc, by annexation of adjacent territory,

Was read a third time and concurred in.

On motion of Senator Taylor,  
The rules were suspended, and

No. 313, S.,

A bill to amend section 14 of chapter 168 of the laws of Wisconsin, of the year 1887, entitled, "an act to create the third municipal court for Barron county,"

Was read a third time and passed.

On motion of Senator Kidd,

The vote by which

No. 161, A.,

Was ordered to a third reading,

Was reconsidered.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 24; noes, none; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kennedy, Kidd, Kingston, Kroeger, Lees, MacBride, Main, Mead, Nash, Persons, Reynolds, Taylor, Voss, Woodnorth and Yahr.—24.

Noes—None.

Absent or not voting—Senators Avery, Horn, Kempf, Koenitzer, Miller, Phipps, Pratt, Price and Stanchfield—9.

Senator Joiner offered the following amendment:

Amend by adding at the end of section 4 the following:

Any person violating the provisions of this section shall on conviction thereof be fined not less than one dollar nor more than five dollars.

Strike out in line one, section 6, of printed bill, the figure 4 where it occurs in said line.

Strike out all of line 4, section 2, after the word time, also



strike out all of lines 5 and 6 of said section 2, and all of line 7 up to and including the word state in said line 7.

Adopted.

Senator Apple moved that the rules be suspended, and No. 296, A.,

Be taken up for consideration.

The motion prevailed.

Senator Apple offered the following amendments:

Amend by inserting in section 1, line 3, after Waukesha, and Racine

Insert in section 2, line 3, after Waukesha, and Racine.

Insert in section 3, line 2, after Waukesha, and Racine.

Insert in section 5, line 2, after Waukesha, and Racine.

Insert in section 17, line 2, after Waukesha, and Racine.

Adopted.

The clerk was instructed to change the title to correspond with the body of the bill.

Which were adopted, and the bill read a third time and concurred in.

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#### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 26, S.,

A bill to regulate the inspection and navigation of steam vessels, and for other purposes,

No. 54, S.,

A bill to provide for the probate of heirship, to limit the lien of debts upon the real estate of deceased persons,

No. 61, S.,

A bill to define the liabilities of persons, companies and corporations, in relation to damages sustained by their employees,

No. 69, S.,

A bill to provide that mortgages of real property shall be null and void in certain cases,

Were severally indefinitely postponed.

Senator Voss offered the following amendments to

No. 88, S.,

A bill to provide for a State Board of World's Fair Managers of Wisconsin, and to make an appropriation therefor,

Amend section 9 of the amended bill by striking out the words "and fifty" where they occur in the second line thereof.

Amend section 11 of the amended bill by striking out the figures 75,000 where they occur in the third and fourth lines thereof, and insert in lieu thereof the figures 50,000.

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#### ADJOURNMENT.

On motion of Senator Lees,  
The senate adjourned.



SATURDAY, APRIL 18, 1891,

The senate met.

The president in the chair.

Prayer by Rev. Dr. Schenck.

The roll was called and the following senators answered to their names.

Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Joiner, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Nash, Persons, Taylor, Voss, Woodnorth and Yahr — 27.

Absent with leave — Senators Pratt and Mead — 2.

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The Journal of Friday was approved.

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#### LEAVE OF ABSENCE.

Leave of absence was granted to Senators Avery, Conner, Horn, Kroeger, Miller, Nash, Persons, Price, and Woodnorth until Tuesday morning.

To Senator Clawson, after morning session until Monday evening.

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#### LETTERS, PETITIONS, ETC.

By Senator Main:

Pet. No. 141, S.,

Petition of J. S. Meyers, and others, of Verona, Wis., praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Main:

Pet. No. 142, S.,

Petition of O. Gunderson, and others, of Stoughton, praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Main:

Pet. No. 143, S.,

Petition of O. S. Shepard, and others, of Stoughton, Wis., praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Conner:

Pet. No. 144, S.,

Petition of O. M. Mitchell, and others, of La Crosse, praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Bechtner:

Pet. No. 145, S.,

Petition of A. Schlaegel, and others, of Milwaukee, praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Bechtner:

Pet. No. 146, S.,

Petition of Christ Dusold, and others, of Milwaukee, praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Bechtner:

Pet. No. 147, S.,

Petition of J. G. Schnider, and others, of Milwaukee, praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Bechtner:

Pet. No. 148, S.,

Petition of Geo. Wiswell, and others, of Milwaukee, praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Bechtner:

Pet. No. 149, S.,

Petition of Ed. Knott, and others, of Milwaukee, praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Bechtner:

Pet. No. 156, S.,

Petition of Aug. Dallman, and others, of Milwaukee, praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Bechtner:

Pet. No. 151, S.,

Petition of J. Engel, and others, of Milwaukee, praying for the passage of bill No. 481, A.,

To committee on Finance, Banks and Insurance.

By Senator Bechtner:

Pet. No. 152, S.,

Petition of Philip Schaus, and others, of Milwaukee, praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Bechtner:

Pet. No. 153, S.,

Petition of J. Kuhn, and others of Milwaukee, praying for the passage of bill No. 481.

To committee on Finance, Banks and Insurance.

By Senator Bechtner:

Pet. No. 154, S.,

Petition of Chas. Haase, and others, of Milwaukee, praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Bechtner:

Pet. No. 155, S.,

Petition of Louis Vomer, and others, praying for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

By Senator Bechtner:

Pet. No. 156, S.,

Petition of A. A. Johnson, and others of Milwaukee, petitioning for the passage of bill No. 481, A.

To committee on Finance, Banks and Insurance.

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## RESOLUTIONS INTRODUCED.

By Senator Kennedy:

Res. No. 27, S.,

*Resolved*, That no member of the senate henceforth during this session, shall speak more than five minutes on any subject without the unanimous consent of the senate, and only once on any one subject.

Adopted.

## REPORTS OF COMMITTEES.

The committee on Claims, to whom was referred,  
No. 242, A.,

A bill to amend section 408, of the revised statutes of 1878, as amended by chapter 214, of the laws of 1883, as amended by chapter 7, of the laws of 1885, relating to appropriation for teachers' institutes,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

No. 266, A.,

A bill to amend section 458, revised statutes, concerning the compensation of the members of the board of examiners of applicants for state certificates,

And amendments,

With the recommendation that it be concurred in when so amended.

WM. F. NASH,  
Chairman.

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The committee on Military Affairs, to whom was referred,  
No. 547, A.,

A bill to extend the benefits of chapter 304 of the general laws of 1887, to indigent parents of deceased Union soldiers, sailors and marines,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

J. H. WOODNORTH,  
Chairman.

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The committee on Public Lands, to whom was referred,  
No. 353, S.,

A bill to authorize the commissioners of public lands, with the approval of the governor, to settle claims of the state against past state treasurers.

Have had the same under consideration, and have instructed me to report the same back without recommendation.

HERMAN KROEGER,  
Acting Chairman.

## MESSAGE FROM THE ASSEMBLY.

BY GEO. W. PORTH, chief clerk thereof.

Mr. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 854 A.,

A bill to amend chapter 263, laws of 1891, entitled an act to provide for the incorporation of trusts, annuity, guaranty, safe deposit and security companies,

No. 408, A.,

A bill for the establishment of a sixth normal school in the state of Wisconsin,

No. 475, A.,

A bill to amend the charter of the city of Racine,

And has concurred in

Jt. Res. No. 61, S.,

Recalling No. 127, A., from governor.

And has concurred in the senate amendments to

No. 832, A.,

A bill to regulate navigation and to facilitate the assorting and storing of logs upon the Chippewa river,

No. 689, A.,

A bill to amend section 1 of chapter 177 of volume 2 of the laws of Wisconsin for the year 1889,

No. 206, A.,

A bill to amend section 3187, revised statutes, relating to notices of pendency of actions by filing,

And has passed and asks the concurrence of the senate in

No. 852, A.,

A bill to amend section 14 of chapter 312, laws of 1887, entitled an act to create a municipal court for Oneida county.

And has adopted and asks the concurrence of the senate in

Jt. Res. No. 57, A.,

Granting leave to L. H. Smith to introduce a bill.

Jt. Res. No. 56, A.,

Relating to Sanborn & Berryman's annotated statutes,

And has adopted and asks the concurrence of the senate in

Jt. Res. No. 60, A.,

To permit Senator Nash to introduce a bill to furnish railroad maps to members of the legislature who have not received any railroad maps for 1891.



## ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. Nos. 57, 56 and 60, A.,

Were concurred in.

Nos. 408 and 475, A.,

Were referred to the General File.

No. 854, A.,

Was referred to the committee on Incorporations.

On motion of Senator Kingston,

The rules were suspended, and

No. 852, A.,

Was read a third time and concurred in.

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BILLS INTRODUCED.

Read first and second times and referred.

By Senator Nash:

No. 354, S.,

A bill to provide copies of the railroad map for 1891, to members of the legislature who have not received the same.

To General File.

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RESOLUTIONS CONSIDERED.

Jt. Res. No. 8, S.,

Amend section 3 of article 11 of the constitution of the state of Wisconsin,

Was adopted.

The ayes and noes being required, it was decided in the affirmative: ayes, 18; noes, 5; absent or not voting, 10.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Conner, Falconer, Fetzer, Greene, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Reynolds, Taylor, Voss, Woodnorth and Yahr—18.

Noes—Senators Burdge, Clawson, Joiner, Lees and Persons—5.

Absent or not voting—Senators Avery, Horn, Kempf, Mead, Miller, Nash, Phipps, Pratt, Price and Stanchfield—10.

Jt. Res. No. 12, S.,

Agreeing to a proposed amendment to section 1 of article 10 of the constitution of the state of Wisconsin,

Was indefinitely postponed.

The ayes and noes being required, it was decided in the affirmative: ayes, 12; noes, 9; absent or not voting, 12.

The vote was as follows:

Ayes—Senators Apple, Clawson, Conner, Fetzer, Kennedy, Kingston, Koenitzer, Kroeger, Lees, Persons, Voss and Yahr—12.

Noes—Senators Bechtner, Burdge, Falconer, Joiner, Kidd, Main, Reynolds, Taylor and Woodnorth—9.

Absent or not voting—Senators Avery, Greene, Horn, Kempf, MacBride, Mead, Miller, Nash, Phipps, Pratt, Price and Stanchfield—12

Senators MacBride and Greene were paired. Senator MacBride would have voted no and Senator Greene, aye.

Jt. Res. No. 15, S.,

Proposing an amendment to section 5 of article 1 of the constitution of the state of Wisconsin, relating to jury trials.

Was indefinitely postponed.

The ayes and noes being required, it was decided in the affirmative: ayes, 12; noes, 10; absent or not voting, 11.

The vote was as follows:

Ayes—Senators Apple, Clawson, Falconer, Fetzer, Greene, Kennedy, Kingston, Lees, Main, Persons, Voss and Yahr—12.

Noes—Senators Bechtner, Burdge, Conner, Joiner, Kidd, Koenitzer, Kroeger, Reynolds, Taylor and Woodnorth—10.

Absent or not voting—Senators Avery, Horn, Kempf, MacBride, Mead, Miller, Nash, Phipps, Pratt, Price and Stanchfield—11.

Jt. Res., No. 10, S.,

To amend section 4 of article 6 of the constitution,

Jt. Res. No. 19, S.,

For the amendment of section 4, article 11, of the constitution, and for the abrogation of section 5 of said article 11,

Were severally indefinitely postponed.

Senator Greene moved that the rules be suspended and bills on their engrossment and third reading be taken up.

The motion prevailed.

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## BILLS ON THEIR ENGROSSMENT AND THIRD READING.

No. 73, S.,

A bill for the protection of fish in the waters of the Wolf river, the Fox river, from the mouth of the Wolf to the dam at Depere, and Lakes Winnebago, Poygan, Winneconne, and Butte des Morts,

No. 128, S.,

A bill to amend chapter 414 of the laws of 1887, entitled, "An act in relation to the insuring of school property by district boards,"

No. 233, S.,

A bill to amend chapter 51, of the laws of 1883, (section 320, A., of the annotated statutes), concerning the index to the session laws,

No. 324, S.,

A bill to provide for the survey of swamp lands in the township of Freeman, Crawford county, and fixing the minimum price at which the same may be sold,

No. 347, S.,

A bill to amend section 25 of the revised statutes of 1878, entitled "of the manner of conducting elections."

No. 351, S.,

A bill relating to the diet of inmates of county jails,  
Were severally ordered engrossed and read a third time.  
On motion of Senator Clawson,  
The rules were suspended, and  
The amendments to

No. 759, A.,

A bill to amend sub-division 20 of section 2982 of chapter 130 of the revised statutes as amended, entitled "of executions,"

Was read a third time and concurred in.

The amendment to

No. 88, S.,

A bill to provide for a State Board of World's Fair Managers of Wisconsin, and to make an appropriation therefor,  
Were adopted.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 13; noes, 11; absent or not voting, 8.

The vote was as follows:

Ayes—Senators Apple, Conner, Falconer, Fetzer, Kennedy, Kingston, Koenitzer, Kroeger, Lees, MacBride, Nash, Voss and Yahr—13.

Noes—Senators Bechtner, Burdge, Clawson, Greene, Joiner, Kidd, Main, Persons, Reynolds, Taylor and Woodnorth—11.

Absent or not voting—Senators Avery, Horn, Kempf, Mead, Miller, Phipps, Pratt, Price and Stanchfield—9.

On motion of Senator Greene,

The rules were suspended, and

The bill read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 22; noes, none; absent or not voting, 11.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Burdge, Conner, Falconer, Fetzer, Greene, Joiner, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Nash, Persons, Reynolds, Taylor, Voss, Woodnorth and Yahr—22

Noes—None.

Absent or not voting—Senators Avery, Clawson, Horn, Kempf, Kennedy, Mead, Miller, Phipps, Pratt, Price and Stanchfield—11

The amendments to

No. 92, S.,

A bill to appropriate to John Fetzer a sum of money therein named,

Were adopted.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 11; noes, 8; not voting, 14.

The vote was as follows:

Ayes — Senators Bechtner, Burdge, Clawson, Conner, Kingston, Koenitzer, Kroeger, Lees, Main, Reynolds and Yahr—11.

Noes — Senators Apple, Greene, Joiner, Kidd, MacBride, Nash, Persons and Taylor—8.

Absent or not voting — Senators Avery, Falconer, Fetzer, Horn, Kempf, Kennedy, Mead, Miller, Phipps, Pratt, Price, Stanchfield, Voss and Woodnorth—14.

And the bill was ordered engrossed and read a third time.

Senators Kennedy and Voss were paired.

Senator Voss would have voted no, Senator Kennedy would have voted aye.

Senator Persons offered the following amendment to No. 102, S.,

A bill fixing the amount the state may pay for contesting a seat in the legislature.

Amend section 1 in line 2, by striking out the word three, and insert in lieu thereof the word five.

Which was adopted.

The senate refused to indefinitely postpone the bill.

The ayes and noes being demanded, it was decided in the negative: ayes, none; noes, 19; absent or not voting, 14.

The vote was as follows:

Ayes—None.

Noes—Senators Apple, Bechtner, Clawson, Fetzer, Joiner, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Nash, Persons, Reynolds, Taylor, Voss, Woodnorth and Yahr—19.

Absent or not voting—Senators Avery, Burdge, Conner, Falconer, Greene, Horn, Kempf, Kennedy, Mead, Miller, Phipps, Pratt, Price and Stanchfield—14.

The bill was then ordered engrossed and read a third time.

Senator Clawson moved that when the senate adjourn it be until Monday evening at 8 o'clock.

The motion was lost.

Senator Kidd moved that when the senate adjourn it be to take a recess until 2:30, P. M.,

The motion prevailed

No. 123, S.,

A bill to provide for the appointment and to prescribe the duties of a state bank examiner,

Was made a special order for next Tuesday, 10:30.

The amendments to

No. 194, S.,

A bill to appropriate to Hon. E. Scofield, a sum of money named therein,

No. 251, S.,

A bill relating to the drainage of swamp, marsh and wet land and amendatory of sections 1, 3, 5, 6, 8 and 9, of chapter 495 of the laws of 1887,

Were adopted, and the bills ordered engrossed and read a third time.

No. 214, S.,

A bill to amend chapter 52 of the revised statutes of 1878, entitled "of highways and bridges,"

No. 257, S.,

A bill to prescribe the number and duties of the legislative employes, fixing their compensation and providing for the printing of all bills, memorials, joint resolutions and the journals of each house,

Were laid over.

No. 152, S.,

A bill to revise and amend the charter of the city of Menasha,

No. 154, S.,

A bill to amend the charter of the city of Oshkosh,

No. 192, S.,

A bill providing for the appointment as brevet lieutenants in the national guard of meritorious students who have completed the full military course in the state university, with a view of establishing closer relations between such military department and the national guard of the state.

No. 306, S.,

A bill entitled, "An act to regulate the transportation of grain by railroad corporations,"

No. 323, S.,

A bill to amend chapter 452, laws of 1889, entitled, "An act to create the office of dairy and food commissioner, to prescribe his duties, and to make an appropriation,"

Were severally indefinitely postponed.

On motion of Senator Voss,

The senate took a recess until 2:30 P. M.



2:30 O'CLOCK P. M.

The senate was called to order by the president.

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### BILLS ON THEIR ENGROSSMENT AND THIRD READING.

The amendments to  
No. 257, S.,

A bill to prescribe the number and duties of the legislative employes, fixing their compensation and providing for the printing of all bills, memorials, joint resolutions and the journals of each house.

Were adopted and the bill ordered engrossed and read a third time.

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### EXECUTIVE COMMUNICATION.

EXECUTIVE DEPARTMENT,  
*Madison, Wisconsin,*  
APRIL 18, 1891.

*To the Honorable the Senate:*

In compliance with Joint Resolution No. 61, S., I herewith return bill No. 127, A., entitled a bill to authorize the city of Stevens Point to borrow money to pay its indebtedness for railroad purposes.

GEO. W. PECK.

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### BILLS ON THEIR THIRD READING.

No. 403, A.,

A bill to amend the charter of the city of Grand Rapids,  
No. 446, A.,

A bill to amend sections 1771 and 1775, of chapter 86, of the revised statutes of 1878, entitled, "of the organization of corporations,"

No. 451, A.,

A bill to amend chapter 12 of the charter of the city of Milwaukee and the several acts amendatory thereof,

No. 575, A.,

A bill to appropriate to Marie Kunkel, widow of Franz Kunkel of Milwaukee, Wisconsin, a certain sum of money for the benefit of herself and the infant children of Franz Kunkel, deceased,

No. 590, A.,

A bill to reduce the act incorporating the city of White-water, and the acts amendatory thereof, into one act and to amend the same,

No. 636, A.,

A bill to authorize the city of Eau Claire to purchase, etc., a system of water works,

No. 708, A.,

A bill to amend chapter 358 of the laws of 1887, relating to a clerk in the office of the state superintendent,

Were severally ordered to a third reading.

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Senator Greene was called to the chair.

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Senator Joiner offered the following amendments to

No. 124, A.,

A bill relating to the preservation of fish, game and birds, and to the office of game wardens.

Amend section 1 of printed bill by striking out all after the word "warden" in line 17 of said section and up to and including the word informer where it occurs in line 21 of printed bill.

Which was adopted.

And the bill ordered to a third reading.

Senator Woodnorth offered the following amendment to No. 161, A.,

A bill to secure the better preservation of game.

Amend section 6 of printed bill as follows: By striking out the words one hundred in 7th line and the word and in 8th line where it precedes the word fifty, and striking out the word two in the 8th line and insert in lieu thereof the word "one," and strike out the word ninety in the 7th line and insert in lieu thereof the word "thirty," strike out the word nine in the 10th line and insert in lieu thereof the word three.

Adopted.

Senator Joiner offered the following amendment:

Amend section 1 of engrossed bill, by striking out all after the word September, where it occurs in line sixteen of the engrossed bill.

Adopted, and the bill ordered to a third reading.

No. 216, A.,

A bill to provide for fishways in dams on Sugar river in Green county,

Was recommitted to the committee on State Affairs.

No. 327, A.,

A bill to provide for the Wisconsin National Guard retired list.

Was laid over until Tuesday.

No. 457, A.,

A bill to amend certain sections of the revised statutes therein named,

No. 481, A.,

A bill to regulate mutual, beneficiary and fraternal corporations, societies, orders and associations providing insurance on the assessment plan,

No. 626, A.,

A bill to provide for the better preservation of fish,

Were laid over.

The amendments to

No. 518, A.,

A bill relating to the opening and closing of the polls at every election held in this state in cities containing 10,000 inhabitants or more,

Were adopted, and the bill ordered to a third reading.

No. 78, A.,

A bill to amend section 1, of chapter 366, of the laws of 1885, entitled, "an act to amend section 2624, of the revised statutes of 1878," and providing for a change of place of trials from county and municipal courts,

No. 201, A.,

A bill to amend sections 2, 6, 9, 12 and 14 of chapter 470 of the laws of 1887, "An act to suppress vagabondage and to repeal chapter 188 of the laws of 1879, as amended by chapter 291 of the laws of 1882, and chapter 342 of the laws of 1883, as amended by chapter 333 of the laws of 1885,"

No. 255, A.,

A bill to amend section 4096 of chapter 176 of the revised statutes, entitled, "of evidence," as amended by chapter 194, laws of 1882, and by chapter 321, of laws of 1885, and by chapter 348, laws of 1889,

Were severally non-concurred in.

On motion of Senator Taylor,

The vote by which

No. 592, A.,

A bill to provide for the improvement of the harbor in the city of Superior,

Was non-concurred in, was reconsidered and the bill re-committed to the committee on Judiciary.

Senator MacBride moved that the rules be suspended, and all assembly bills ordered to a third reading, and be put upon their concurrence at this time, with the exception of appropriation bills, and those on which separate action is requested.

The motion prevailed.

Nos. 161, 403, 446, 451, 495, 518, 590 and 636, A.,

Were severally read a third time and concurred in.

On motion of Senator Kingston,  
The vote by which  
No. 255. A.,  
Was non-concurred in,  
Was reconsidered,  
And the bill laid over.

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### REPORTS OF COMMITTEES.

The Milwaukee Delegation, to whom was referred,  
No. 302, A.,

A bill to provide for the improvement of marsh and low lands in parts and portions of sections 30 and 31, in what is called and known as the Menominee valley, in the Eighth and Sixteenth wards in the city of Milwaukee, and the abatement and removal of nuisances therein,

Have had the same under consideration, and have instructed me to report the same back without recommendation.

HERMAN KROEGER.

Chairman.

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### MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 635, A.,

A bill to amend chapter 10, of chapter 184, of the private and local laws for the year 1889, entitled, "An act to revise, consolidate and amend the charter of the city of Eau Claire and the several acts amendatory thereof."

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### ASSEMBLY MESSAGE CONSIDERED.

On motion of Senator MacBride,  
The rules were suspended, and  
No. 635, A.,  
Was read a third time and concurred in.

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### ADJOURNMENT.

On motion of Senator Lees,  
The senate adjourned until 8 o'clock Monday evening.

MONDAY, APRIL 20th, 1891.

8 O'Clock P. M.

The senate met,  
The president in the chair.  
The roll call was dispensed with.  
The Journal of Saturday was approved.

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#### RESOLUTIONS INTRODUCED.

By Senator Greene:

Jt. Res. No. 62, S.,

*Resolved by the senate, the assembly concurring,* That the governor be requested to return to the senate, assembly bill No. 214, A., for correction.

Adopted.

By Senator MacBride:

Jt. Res. No. 63, S.,

*Resolved by the senate, the assembly concurring,* That Senator Phipps be permitted to introduce a bill to amend chapter 197 of the laws of 1885, entitled, "An act to reduce the laws incorporating the city of Hudson in the county of St. Croix, and the state of Wisconsin and the several acts amendatory thereof in an act."

Adopted.

By Senator Kroeger:

Jt. Res. No. 64, S.,

*Resolved by the senate, the assembly concurring,* That leave be and is hereby granted to Senator J. J. Kempf to introduce a bill to amend chapter 223 of the laws of 1891,



entitled, "An act to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river."

Adopted.

By Senator Apple:

Res. No. 28, S.,

*Resolved*, That the assembly is requested to return No. 296, A., for further consideration.

Adopted.

By Senator Mead:

Res. No. 29, S.,

*Resolved*, That the assembly is hereby requested to return to the senate No. 495, A., for further consideration.

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## REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,  
No. 345, S.,

A bill authorizing the village of Cassville to establish an academy and to assess, levy and collect taxes for the erection and maintenance thereof, and to issue bonds for the purpose of borrowing money to build and maintain the same and for other purposes,

Have had the same under consideration, and have instructed me to report the same back without recommendation.

No. 179, S.,

A bill to amend chapter 187 of the revised statutes, relating to the sale, transportation and packing of unwholesome, stale, emaciated, blown, putrid or measly flesh of deceased animals,

With amendments, and recommend its passage when so amended.

No. 219, A.,

A bill to authorize the city of Rice Lake to issue bonds and to raise money for the erection of public buildings therein, and to convey such buildings to the county of Barron upon the conditions therein expressed, and to legalize the acts, proceedings and ordinances of the common council of said city in relation thereto, and the grant of such buildings to said county,

No. 592, A.,

A bill to provide for the improvement of the harbor in the city of Superior,

With amendments and recommend that they be concurred in when so amended.

No. 16, A.,

A bill to protect trade and commerce against unlawful trusts and monopolies,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

Senators Kennedy, MacBride and Kingston dissenting.

R. J. MACBRIDE,

Acting Chairman.

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The committee on Incorporations, to whom was referred,  
No. 9, S.,

A bill to create and maintain a dam on Little Wolf river,  
Waupaca county,

No. 210, S.,

A bill to amend chapter 352 of the general laws of 1887,  
entitled "an act to amend chapter 86 of the revised statutes  
of 1878, entitled 'of the organization of incorporations,'"

No. 321, S.,

A bill to amend the charter of the city of Barron,

Have had the same under consideration and have instructed me to report the same back with amendments,  
and with the recommendation that they severally do pass  
when so amended.

No. 156, S.,

A bill to amend chapter 525 of the laws of Wisconsin for  
the year 1889, entitled, "an act regulating building and loan  
associations,"

With the recommendation that it do pass.

No. 321, S.,

A bill to amend the charter of the city of Barron,

With amendments, and with the recommendation that it  
do pass when so amended.

No. 854, A.,

A bill to amend chapter 263, laws of 1891, entitled "an  
act to provide for the incorporation of trusts, annuity, guar-  
anty, safe deposit and security companies,

With the recommendation that it be concurred in.

No. 475, A.,

A bill to amend the charter of the city of Racine,

Have had the same under consideration, and have in-  
structed me to report the same back without recom-  
mendation.

No. 839, A.,

A bill to amend chapter 221, laws of 1882, entitled, "An  
act to reduce the act incorporating the city of Janesville,  
and the several acts amendatory thereof into one act, and  
to amend the same,"

With amendments, with the recommendation that it be  
concurred in when so amended.

No. 593, A.,

A bill relating to the harbor districts and improvements  
thereof in the city of Superior,

Without recommendation.

No. 629, A.,

A bill granting to the town of Stockholm in the county of Pepin, its representatives or assigns, the right to keep and maintain a toll ferry across Lake Pepin from the village of Stockholm, Wis., to Lake City, Minnesota, for a term of years,

With the recommendation that it be concurred in.

No. 63, A.,

A bill relating to liens upon logs, timber, lumber, cord-wood, railroad ties, tan and other bark, piling, telegraph poles, telephone poles, fence posts, paving timber, mining timber, stave bolts and staves,

No. 688, A.,

A bill for an act relating to the manner and time of payment of employes,

Without recommendation.

Senator Phipps in favor of non-concurrence as regards Nos. 63, A. and 688, A.,

Senator Persons absent.

R. J. MACBRIDE,  
Chairman.

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The committee on Education, to whom was referred,

No. 710, A.,

A bill to amend section 491, of the revised statutes, relating to the establishment of free high schools in adjoining towns,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

No. 319 A.,

A bill for the prevention of the smoking of opium,

With the recommendation that it be concurred in.

R. C. FALCONER,  
Chairman.

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The committee on State Affairs, to whom was referred,

No. 216, A.,

A bill to provide for fishways in dams on Sugar river, in Green county,

No. 223, A.,

A bill to protect the fish in Sturgeon bay,

No. 93, A.,

A bill to provide fishways in dams on the Baraboo river, in Sauk county,

No. 727, A.,

A bill relating to the fishing industry of public waters of Wisconsin,

Have had the same under consideration, and have instructed me to report the same back, without recommendation.

No. 279, A.,

A bill to amend section 4560 of the revised statutes for the protection of fish in inland waters,

No. 148, A.,

A bill to provide for fishways in dams on the Trempealeau river, in Jackson and Trempealeau counties,

With the recommendation that the same be concurred in.

No. 349, S.,

A bill to regulate the sale of intoxicating liquors under physicians' prescriptions,

With recommendation that the same be indefinitely postponed.

FRED. W. HORN,  
Chairman.

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The committee on Railroads, to whom was referred,

No. 687, A.,

A bill for an act to limit the rate of speed of railroad trains and locomotives in incorporated villages and cities,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

WALTER S. GREENE,  
Chairman.

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The committee on Town and County Organizations, to whom was referred,

No. 267, S.,

A bill to amend section 652 of the revised statutes, entitled, "of general provisions relating to counties," and section 663 of the revised statutes and provide for the election of county boards of supervisors in certain cases,

Have had the same under consideration and have instructed me to report the same back without recommendation.

J. T. KINGSTON, JR.,  
Chairman.

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The committee on Privileges and Elections, to whom was referred,

No. 354, A.,

A bill to prevent fraud at caucuses and primaries,

Have had the same under consideration, and have in-

structed me to report the same back with the recommendation that it be non concurred in.

ROBT. LEES,  
Chairman.

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The committee on Federal Relations, to whom was referred,

M. C., No. 1, S.,

Memorial to congress relating to elections of United States senator,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

Jt. Res. No. 40, A.,

For the election of United States senators by the vote of the people,

With the recommendation that it be concurred in.

Senator Clawson dissenting.

R. J. MACBRIDE,  
Chairman.

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The committee on Roads and Bridges, to whom was referred,

No. 577, A.,

A bill to lay out a state road between certain points in Milwaukee and Waukesha counties,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

JOHN FETZER,  
Chairman.

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The committee on Engrossed Bills have examined and find correctly engrossed:

No. 73, S.,

A bill for the protection of fish in the waters of the Wolf river, the Fox river from the mouth of the Wolf to the dam at DePere, and Lakes Winnebago, Poygan, Winneconne, and Butte des Morts,

No. 92, S.,

A bill to appropriate to John Fetzer a sum of money therein named,

No. 128, S.,

A bill to amend chapter 414 of the laws of 1887, entitled, "An act in relation to the insuring of school property by district boards,"



No. 194, S.,

A bill to appropriate to Hon. E. Scofield, a sum of money named therein,

No. 233, S.,

A bill to amend chapter 51, of the laws of 1883 (section 320a. of the annotated statutes), concerning the index to the session laws,

No. 324, S.,

A bill to provide for the survey of swamp lands in the township of Freeman, Crawford county, and fixing the minimum price at which the same may be sold,

No. 351, S.,

A bill relating to the diet of inmates of county jails,

No. 251, S.,

A bill relating to the drainage of swamp, marsh and wet land, and amendatory of sections 1, 3, 5, 6, 8 and 9, of chapter 495 of the laws of 1887.

F. T. YAHR,  
Chairman.

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The committee on Finance, Banks and Insurance, to whom was referred,

No. 30, A.,

A bill to amend chapter 79, of the annotated statutes of Wisconsin, relating to rates of interest,

No. 585, A.,

A bill to amend chapter 525 of the laws of 1889, entitled, "an act regulating building and loan associations,"

No. 34, S.,

A bill relating to the "Royal Society of Good Fellows," and amendatory of section 1, chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, laws of 1882, chapter 94, laws of 1883, chapter 458, laws of 1885, and chapters 42, 198, 509 and 534, laws of 1887,

No. 35, S.,

A bill relating to the "Fraternal Alliance" and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, laws of 1882, chapter 94, laws of 1883, chapter 458, laws of 1885, and chapters 42, 198, 509 and 534, laws of 1887,

No. 217, S.,

A bill relating to the "Winona Mutual Benefit Association" and amendatory of section 1, chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, laws of 1882, chapter 94 laws of 1883, chapter 458, laws of 1885, and chapters 42, 198, 509 and 534, laws of 1887,

No. 59, S.,

A bill relating to the Bohemian Roman Catholic Central Union, of the state of Wisconsin, and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by

chapter 246, of the laws of 1881, and chapter 249, of the laws of 1883, and chapter 458, of the laws of 1885, and chapter 42, of the laws of 1887, and chapter 534, of the laws of 1887, all embraced in section 1953 b, of Sanborn & Berryman's Annotated Statutes of Wisconsin,

No. 291, S.,

A bill to amend chapter 204, of the general laws of 1879, and the several acts amendatory thereof,

Have had the same under consideration, and have instructed me to report the same back without recommendation.

E. W. PERSONS,  
Chairman.

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On motion of Senator Taylor,  
The rules were suspended, and  
The amendment to  
No. 219, A.,

Was adopted, and the bill read a third time and concurred in.

Senator Fetzner submitted the following report of the joint committee on Sturgeon Bay canal:

MADISON, Wis., April 20, 1891.

*To the Honorable, the Legislature of the State of Wisconsin:*

GENTLEMEN:—Your joint committee in the matter of the examination of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor company's finances, beg leave to report that since appointment due diligence has been observed and all time devoted thereto other than that consumed by special duties on other committees or necessary duties as legislators. There was delay at first owing to the necessity for arranging with the officers of the company whereby their presence at Madison could be secured with all of their books, papers, vouchers, etc.; this finally accomplished there had to be determined a line of procedure which was not easy of accomplishment, owing to the impression obtained from the company's claim as set forth in the congressional report, executive document, No. 106, of 1887. To expedite matters the officers of the company were requested to state their claim as of date February the first, 1891. All preliminaries having been arranged, we found the company represented by its president, book-keeper and attorney, who were cordial in all respects, ready and willing to assist in making clear all that was required. Their books of account, vouchers, reports, etc., were found in excellent order, simple, plain, easy of access and comprehensive. Our accountant was directed to determine the accuracy of the basis of their claim, which was for loans, advances and ser-

vices, and generally to examine all matters; his conclusions in detail, printed for the information of your honorable body and this committee while matters were in progress, are found herewith as a part of this report. All pertaining to their land sales received careful consideration; individuals who expressed knowledge at variance with the company's statement, were examined as witnesses, but our conclusion, after the greatest care, is that the company's records in these matters cannot be seriously questioned. The entire income and out go of funds and causes relating thereto have abundant appearance of fairness other than the sum allowed for salaries and certain sundry items in expense account which account for the difference between our determination at the close of this report and the sum which the company wished to establish. The great cause for the misapprehension existing in the minds of the people of this state would probably have been allayed had proper legislative action been taken as to annual reports to the state and what particular official should receive same. Special grievances in the eyes of those presumed to be greatly interested were inquired into with great particularity, notably the large sale of land in December, 1881, also the large payment of \$4,110 to one J. Harris. The explanation of these matters submitted by the representatives of this company, together with the vouchers and papers relating thereto, are clearly satisfactory that the procedure could not be looked upon then, certainly not now, as other than correct. The surrounding circumstances at the time of each transaction must be considered. No personal examination was had of the canal and its appointments but the result of inquiries is to the effect that it is not in the best of condition, that large repairs are needed and it is problematical when an income from reasonable tolls after paying for the repairs and necessary annual expenses, even if conducted in the most economical manner, will enable the payment of sufficient extent upon the indebtedness found now existing to extinguish the same.

We find due the said company the sum of.....	\$90,417.11
Less cash on hand.....	\$1,463 50
Tolls uncollected.....	7,120 13
	<hr/> \$8,583 63

Leaving a net balance due the said company on the 1st day of February, 1891, of.....\$81,833 48

Finally, we wish to render our thanks to the office of the

Attorney General where all matters have been submitted before final action .

Respectfully submitted,  
JOHN FETZER,  
Chairman.  
HENRY CONNER,  
CHAS. M. WHITESIDE,  
J. W. WATSON,  
L. H. MEAD.

In order to avoid future confusion as to the application of net receipts of this company, and to comply with the act of congress, approved in 1866, the committee beg leave to recommend that the accompanying joint resolutions be adopted.

JOHN FETZER,  
Chairman.  
HENRY CONNER,  
J. W. WATSON,  
CHAS. M. WHITESIDE,  
L. H. MEAD.

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### RESOLUTIONS INTRODUCED.

By joint special committee on Sturgeon Bay Canal:  
Jt. Res. No. 65, S.,

Joint resolution in relation to auditing the disbursements incurred and to be incurred in the construction, repair and management of the Sturgeon bay canal.

*Resolved by the senate, the assembly concurring,* That the account of the Sturgeon Bay and Lake Michigan Ship Canal and Harbor company for disbursements in and about the construction, repair and management of the Sturgeon Bay Canal, submitted to and examined by a joint committee of the senate and assembly, specially raised therefor, and in relation to which the said committee submitted its report, bearing date the 20th day of April, 1891, and by which report it appears that there was due and payable to said company on the first day of February, 1891, together with the cash on hand and uncollected tolls, a net balance of \$81,833.48, with interest thereon from that date, be and the same is hereby audited at such sum, and that the commissioners of public lands be, and they are hereby requested to cause a copy of such report so audited to be filed with the secretary of the interior, and

*Resolved,* That the said company be required to file with the commissioners of public lands on or before the 10th day of February, 1892, and on or before the 10th day of February of each



year thereafter, a full and complete report of receipts and disbursements for services, repairs and management of said canal, incurred for the year ending the 31st day of January next prior thereto and that the commissioners of public lands be and they are hereby authorized and requested to audit the same, and on such audit to allow the salaries of directors, including president, treasurer and secretary together, at a sum not exceeding the sum of \$2,000.00 per annum, and that they forthwith transmit a copy of such report so audited, to the secretary of the interior.

*And resolved*, That except when prevented by the necessity of making extraordinary or unusual repairs, the said company be required to apply the net receipts from tolls in excess of the disbursements above prescribed for, to the payment of annual interest at seven per cent. on said sum of \$81,833 48, and that any surplus above such interest, be annually applied in reduction of said principal sum. The intent hereof being to require the said company to apply the net receipts from said canal to as early a payment of the said principal sum and interest, as may be consistent with the proper management thereof.

On motion of Senator Fetzer,

The rules were suspended, and the resolution adopted.

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### BILLS INTRODUCED.

By joint committee on Sturgeon Bay Canal:

M. C. No. 3, S.,

For an appropriation to and in repairing the Sturgeon Bay and Lake Michigan Ship canal and harbor, and to relieve the same from tolls.

On motion of Senator Fetzer,

The rules were suspended, and

The memorial read a third time and passed.

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On motion of Senator Burdge.

The rules were suspended, and the amendments to

No. 839, A.,

A bill to amend chapter 221, laws of 1884, entitled, "An act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof into one act, and to amend the same,"

Were adopted, and the bill read a third time and concurred in.



## EXECUTIVE COMMUNICATION.

EXECUTIVE DEPARTMENT,  
Madison, Wisconsin,  
APRIL 20th, 1891.

*To the Honorable the Senate:*

The following entitled bills, originating in the senate, have been approved, signed and filed in the office of the secretary of state:

No. 14, S.,

An act to repeal subdivision 5, of section 2943, of the revised statutes, relating to security for cost,

No. 15, S.,

An act to provide for the purchase of certain digests of Wisconsin reports,

No. 23, S.,

An act directing the state treasurer to credit certain monies to the Chicago, St. Paul, Minneapolis & Omaha Railway Co., for excess of taxes heretofore paid,

No. 25, S.,

An act to protect labels and trade marks of associations and trade unions,

No. 45, S.,

An act to repeal section 5, of chapter 512, of the laws of 1870, entitled "an act to amend chapter 232 of the private and local laws of 1866, entitled 'An act to incorporate the Oshkosh and Mississippi Railway Co.,'"

No. 55, S.,

An act to appropriate to the Wisconsin Dairymen's Association a sum of money therein named,

No. 77, S.,

An act to authorize the location and construction of railroads in tunnels or underways, and to authorize condemnation of right of way therefor,

No. 80, S.,

An act to appropriate the sums of money herein named to the charitable and penal institutions of the state,

No. 81, S.,

An act to amend section 16, of chapter 377, of the laws of 1885, as amended by section 2, of chapter 144, of the laws of 1889, relating to the state public schools,

No. 84, S.,

An act relating to the swamp lands in the county of Jackson, and to make an appropriation therefor,

No. 98, S.,

An act relating to the relief and support of the poor, and amendatory of chapter 63, of the revised statutes of 1878,

No. 99, S.,

An act to authorize George Clayton and Charles E. Parker

to construct and maintain a dam across the Eau Claire river, in Marathon county,

No. 101, S.,

An act to amend section 18, of chapter 377, of the laws of 1885, relating to the commitment of dependent children,

No. 127, S.,

An act to amend the charter of the city of Waupaca,

No. 129, S.,

An act to amend chapter 373 of the laws of 1889, entitled, "An act to amend chapter 22, of the laws of 1887, entitled, 'An act to amend chapter 258, of the laws of 1883, entitled, 'An act to provide for the annual publication of a railroad map and appropriating money therefor,'"

No. 131, S.,

An act relating to trustees of county asylums for chronic insane,

No. 150, S.,

An act to amend section 2586, of the revised statutes, and the several acts amendatory thereof, relating to admission to the bar.

No. 157, S.,

An act relating to commitment of dependent children,

No. 158, S.,

An act to authorize Bertin Ramsey and Charles H. Jones, their successors and assigns, to improve the south branch of Pine River in Forest county, Wisconsin, and to collect tolls therefor,

No. 169, S.,

An act to authorize the city of Milwaukee to change the grade of streets,

No. 170, S.,

An act to authorize the city of Milwaukee to issue bonds to the amount of 50,000 dollars for the purchase of the west one half of block thirty six, in the second ward of the city of Milwaukee, for market purposes,

No. 172, S.,

An act to amend section 3315 of chapter 143, of the revised statutes of 1878, entitled, "of liens," as amended by chapter 312, laws of 1885, and chapter 535, laws of 1887, and chapter 333, laws of 1889,

No. 187, S.,

An act to amend chapter 54, of the laws of 1885, entitled, "an act to incorporate the city of Viroqua,"

No. 220, S.,

An act to amend section 1775, chapter 85, revised statutes, as amended by chapter 133, laws of 1881, and chapter 70, laws of 1883, relating to corporations,

No. 299, S.,

An act to amend section 11, of chapter 6, chapter 184, of the laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved

February 20, 1852," and the several acts amendatory thereof," and the several acts amendatory thereof,

No. 305, S.,

An act in relation to persons and corporations offering premiums for testing the speed of horses, and to prevent the fraudulent entering of horses to compete for such premiums,

No. 318, S.,

An act to authorize W. B. Crawford, his heirs and assigns, to erect and maintain a dam on Vermillion River in Barron county,

No. 334, S.,

An act to appropriate to the governor's contingent fund a sum of money therein named,

No. 335, S.,

An act to authorize the town of Newport, in Columbia county, to construct and maintain dams and levees along and across the Wisconsin river,

No. 336, S.,

An act to authorize the village of Kilbourn City, to use the Wisconsin river for water works and other municipal purposes, and improve the navigation thereof,

No. 339, S.,

An act to amend section 6 of chapter 96 of the laws of 1891, entitled, "an act to create a municipal court in and for the county of Langlade,"

No. 342, S.,

An act to amend chapter 238 of the laws of 1882, entitled "an act to incorporate the city of Monroe,"

No. 344, S.,

An act to amend section 1, chapter 52, of the laws of 1879, entitled, "an act to regulate the time for holding the general terms of the circuit court in the eighth judicial district, and to authorize the circuit judge of said court to appoint special terms therein, as amended by section 1 of chapter 135, of the laws of 1885, and section 1, of chapter 350, of the laws of 1889,

No. 346, S.,

An act directing the county board of supervisors for Milwaukee county to provide suitable quarters for the additional judge of the superior court for Milwaukee county.

And in compliance with Joint Resolution No. 62, S., I herewith return for further consideration, bill No. 214, A., entitled an act amend sections 1053 and 1054, of the revised statutes, relating to the assessment of taxes.

GEO. W. PECK.

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On motion of Senator Yahr,

The vote by which

No. 127, A.,

A bill to authorize the city of Stevens Point to borrow money to pay its indebtedness for railroad purposes,

Was concurred in,

Was reconsidered by unanimous consent.

Senator Yahr, by unanimous consent, offered the following amendment:

Strike out the figures 1896 where they occur in line 18 of section 1, of the enrolled bill, and insert in lieu thereof the figures 1892.

Which was adopted,

And the bill read a third time and concurred in.

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### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed, and asks the concurrence of the senate in

No. 54, A.,

A bill to amend section 290, of the revised statutes of 1878, relating to distribution of stationery,

No. 539, A.,

A bill to amend section 16, of chapter 5, of chapter 184, laws 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee," approved February 20th, 1852, and the several acts amendatory thereof and the several acts amendatory thereof,

No. 576, A.,

A bill to prohibit the employment of certain persons as peace officers in the state of Wisconsin.

No. 705, A.,

A bill to amend chapter 120, of the laws of Wisconsin of 1887, entitled, "An act to amend the charter of the city of Appleton,"

No. 538, A.,

A bill to amend sections 2 and 3, of chapter 1, of chapter 184, of 1874, of an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20th, 1852, and the several acts amendatory thereof, and pertaining to the boundaries of the city of Milwaukee and the several wards thereof,

No. 136, A.,

A bill to provide for the regulation, control and government of election primaries in counties having a population exceeding one hundred and fifty thousand inhabitants,

No. 487, A.,

A bill to exempt from assessment and taxation for a term of years the real estate owned by the Trinity Hospital Association particularly herein inserted,

No. 61, A.,

A bill relating to Watertown Mutual Benevolent Association, Turners' Mutual Benefit Association of the Northwest,



Bratrsto Ceskych, Farmers' Society of Carlton, Kewaunee county, Wisconsin; Sokot Society, of Kewaunee, Wisconsin; Independent Order of Bnai Brith Kecher Shel Barzel and Free Sons of Israel, Wisconsin Mutual Aid Alliance, National Benevolent Association, The Order of the Mutual Protection and the Order of Knights of the Macabees of the World, and amendatory of Section 1, chapter 204 of the general laws of 1879, as amended by chapter 246 of the general laws of 1881, and by chapter 249 of the general laws of 1882, and by chapter 94 of the general laws of 1883, and by chapter 458 of the general laws of 1885, and by chapters 42, 198, 509 and 534 of the general laws of 1887.

And has concurred in

No. 57, S.,

A bill to amend section 3030, of chapter 131, of the revised statutes of the state of Wisconsin for the year 1878, relating to remedies supplementary to execution,

Jt. Res. No. 59, S.,

Fixing the time for final adjournment of the legislature,

No. 256, A.,

A bill to amend chapter 477, of the laws of 1889, relating to fishways in Rock river,

No. 264, A.,

A bill to amend section 2039 of the revised statutes of this state as amended by chapter 551 of the laws of 1887, relating to charitable trusts,

No. 296, A.,

A bill for the protection of fish in lakes and streams in Waukesha county,

No. 692, A.,

A bill relating to courts of record and amending section 2426, revised statutes of 1878,

No. 712, A.,

A bill to amend section 1, of chapter 466, of the laws of 1889, relating to free high schools.

And has refused to concur in

No. 264, S.,

A bill to appropriate to the Wisconsin State Firemen's Association a sum of money therein named.

And has non concurred in

No. 4, S.,

A bill making members of the county board ineligible to serve as trustees of county asylums for the chronic insane,

No. 108, S.,

A bill fixing the time in which it shall be unlawful to hunt wild deer and other animals in Ashland, Bayfield and Douglas counties.

And has refused to order to a third reading

No. 340, S.,

A bill to amend section 331, of the annotated statutes of Wisconsin entitled, "Of publication of laws in newspapers,"



And returns as requested,

No. 296, A.,

A bill for the protection of fish in lakes and streams in Waukesha and Racine counties.

And has concurred in

Jt. Res. No. 62, S.,

Requesting the governor to return to the senate No. 214, A., for further consideration,

Jt. Res. No. 63, S.,

Authorizing Senator Phipps to introduce a bill,

Jt. Res. No. 64, S.,

To grant leave to Senator Kempf to introduce a bill.

And has adopted and asks the concurrence of the senate in

Jt. Res. No. 61, A.,

Granting leave to Mr. Osborn to introduce a bill.

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#### ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 61, A.,

Was concurred in.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 24; noes, none; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Phipps, Taylor, Voss, Woodnorth and Yahr — 24.

Noes — None.

Absent or not voting—Senators Horn, Kennedy, Miller, Nash, Persons, Pratt, Price, Reynolds and Stanchfield — 9.

Nos. 576 and 136, A.,

Were referred to committee on Judiciary.

Nos. 538 and 539, A.,

Were referred to Milwaukee Delegation.

No. 296, A.,

Was laid over.

No. 54, A.,

Was referred to committee on Printing.

Nos. 705 and 61, A.,

Were referred to committee on Incorporations.

No. 487, A.,

Was referred to committee on Assessment and Collection of Taxes.

On motion of Senator Joiner,

The senate adhered to the senate amendments to

No. 44, A.,

A bill prohibiting the selling, giving to, purchasing or procuring tobacco, opium or other narcotics in any form to certain minors,

## BILLS INTRODUCED.

Read first and second times and referred.

By Senator Kempf:

No. 355, S.,

A bill to amend section 1, general laws of 1891, entitled, "an act to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river."

On motion of Senator Kempf,

The rules were suspended, and

The bill read a third time and passed.

By Senator Phipps:

No. 356, S.,

A bill to amend chapter 197 of the laws of 1885, entitled "an act to reduce the laws incorporating the city of Hudson, in the county of St. Croix, and the state of Wisconsin, and the several acts amendatory thereof, in one act."

On motion of Senator Phipps,

The rules were suspended, and

The bill was read a third time and passed.

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On motion of Senator Greene,

The vote by which

No. 214, A.,

A bill to repeal sections 1053 and 1054, of the revised statutes, relating to the assessment of taxes,

Was concurred in,

Was reconsidered by unanimous consent,

And the bill was recommitted to committee on Judiciary.

On motion of Senator Woodnorth,

Bills on their engrossment and third reading were taken up.

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BILLS ON THEIR ENGROSSMENT AND THIRD  
READING.

Senator Woodnorth offered an amendment to the amendment to

No. 338, S.,

A bill to appropriate to the Wisconsin Veterans' Home, at Waupaca, a certain sum of money,

Which was adopted, and the amendment as amended was adopted.

On motion of Senator Woodnorth,

The rules were suspended, and the bill read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 24; noes, none; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Phipps, Taylor, Voss, Woodnorth and Yahr—24.

Noes—None.

Absent or not voting—Senators Horn, Kennedy, Miller, Nash, Persons, Pratt, Price, Reynolds and Stanchfield—9.

On motion of Senator Woodnorth,

The rules were suspended, and

No 353, S.,

A bill to authorize the commissioners of public lands, with approval of the governor, to settle claims of the state against past state treasurers,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 24; noes, none; not voting, 9.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Phipps, Taylor, Voss, Woodnorth and Yahr—24.

Noes—None.

Absent or not voting—Senators Horn, Kennedy, Miller, Nash, Persons, Pratt, Price, Reynolds and Stanchfield—9.

No. 214, S.,

A bill to amend chapter 53, of the revised statutes of 1878, entitled "of highways and bridges,"

Was laid over.

No. 354, S.,

A bill to provide copies of the railroad map for 1891, to members of the legislature who have not received the same,

Was ordered engrossed and read a third time.

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Senator Clawson moved that

No. 216, A.,

A bill to provide for fishways in dams on Sugar River, in Green county,

Be considered at this time.

The motion prevailed.

On motion of Senator Clawson,

The bill was indefinitely postponed.

## LETTERS, PETITIONS, ETC.

By Senator Clawson,

Pet. No. 157, S.,

Petition of Wm. Owens, and others, of Stewart, praying for the passage of bill No. 481, A.

To the general file.

By Senator Clawson:

Pet. No. 158, S.,

Petition of W. H. Filley, and fourteen others, of Albany, praying for the passage of bill No. 481, A.

To general file.

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## BILLS READY FOR A THIRD READING.

No. 124, A.,

A bill relating to the preservation of fish, game and birds, and to the office of fish and game wardens,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 24; noes, none; absent or not voting—9.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Phipps, Taylor, Voss, Woodnorth and Yahr—24.

Noes—None.

Absent or not voting—Senators Horn, Kennedy, Miller, Nash, Persons, Pratt, Price, Reynolds and Stanchfield—9.

No. 457, A.,

A bill to amend certain sections of the revised statutes therein named,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 23; noes, none; absent or not voting, 10.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Phipps, Taylor, Voss, Woodnorth and Yahr—23.

Noes—None.

Absent or not voting—Senators Horn, Kempf, Kennedy, Miller, Nash, Persons, Pratt, Price, Reynolds and Stanchfield—10.

No. 575, A.,

A bill to appropriate to Marie Kunkel, widow of Franz Kunkel of Milwaukee, Wisconsin, a certain sum of money

for the benefit of herself and the infant children of Franz Kunkel, deceased,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 22; noes, 1; absent or not voting, 10.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Phipps, Taylor, Voss, Woodnorth and Yahr—22.

Noes—Senator Kidd—1.

Absent or not voting—Senators Horn, Kempf, Kennedy, Miller, Nash, Persons, Pratt, Price, Reynolds and Stanchfield—10.

No. 708, A.,

A bill to amend chapter 358, of the laws of 1887, relating to a clerk in the office of the state superintendent,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 24; noes, none; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Lees, MacBride, Main, Mead, Phipps, Taylor, Voss, Woodnorth and Yahr—24.

Noes—None.

Absent or not voting—Senators Horn, Kennedy, Miller, Nash, Persons, Pratt, Price, Reynolds and Stanchfield—9.

Senator Avery moved that the rules be suspended, and

No. 93, A.,

A bill to provide for fishways in dams on the Baraboo river, in Sauk county,

Be indefinitely postponed.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 18; noes, 6; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Clawson, Fetzer, Greene, Joiner, Kempf, Kidd, Kingston, Lees, MacBride, Main, Phipps, Taylor, Voss, Woodnorth and Yahr—18.

Noes—Senators Apple, Conner, Falconer, Koenitzer, Kroeger and Mead—6.

Absent or not voting—Senators Horn, Kennedy, Miller, Nash, Persons, Pratt, Price, Reynolds and Stanchfield—9.

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#### BILLS ON THEIR THIRD READING.

No. 242, A.,

A bill to amend section 408, of the revised statutes of 1878, as amended by chapter 214, of the laws of 1883, as



amended by chapter 7, of the laws of 1885, relating to appropriation for teachers' institutes,

No. 266, A.,

A bill to amend section 458, revised statutes, concerning the compensation of the members of the board of examiners of applicants for state certificates,

Were ordered to a third reading.

Senator Kingston offered an amendment to

No. 408, A.,

A bill for the establishment of a sixth normal school in the state of Wisconsin,

Which was adopted.

On motion of Senator Kingston,

The rules were suspended, and

The bill read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 22; noes, none; absent or not voting, 11.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Lees, Main, Mead, Phipps, Taylor, Voss, Woodnorth and Yahr—22.

Noes—None.

Absent or not voting—Senators Horn, Kennedy, Kroeger, MacBride, Miller, Nash, Persons, Pratt, Price, Reynolds and Stanchfield—11.

Senator Kingston moved that

No. 481, A.,

A bill to regulate mutual, beneficiary and fraternal corporations, societies, orders and associations providing insurance on the assessment plan,

Be laid over.

The ayes and noes being demanded, it was decided in the negative: ayes, 8; noes, 14; absent or not voting, 11.

The vote was as follows:

Ayes—Senators Apple, Avery, Falconer, Kidd, Kingston, Main, Taylor and Voss—8.

Noes—Senators Bechtner, Burdge, Clawson, Conner, Fetzer, Greene, Joiner, Kempf, Koenitzer, Lees, Mead, Phipps, Woodnorth and Yahr—14.

Absent or not voting—Senators Horn, Kennedy, Kroeger, MacBride, Miller, Nash, Persons, Pratt, Price, Reynolds and Stanchfield—11.

The bill was ordered to a third reading.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 17; noes, 7; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kempf, Koenitzer, Kroeger, Mead, Phipps, Taylor and Yahr—17.

Noes—Senators Kidd, Kingston, Main, Persons, Stanchfield, Voss and Woodnorth—7.

Absent or not voting—Senators Horn, Kennedy, Lees, MacBride, Miller, Nash, Pratt, Price and Reynolds—9.

Senator Bechtner moved that the amendments to No. 626, A.,

A bill to provide for the better preservation of fish,  
Be laid upon the table.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 17; noes, 7; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Avery, Bechtner, Burdge, Conner, Falconer, Greene, Joiner, Kempf, Kingston, Koenitzer, Main, Persons, Phipps, Stanchfield, Taylor, Woodnorth and Yahr—17.

Noes—Senators Apple, Clawson, Fetzner, Kidd, Lees, Mead and Voss—7.

Absent or not voting—Senators Horn, Kennedy, Kroeger, MacBride, Miller, Nash, Pratt, Price and Reynolds—9.

No. 255, A.,

A bill to amend section 4096, of chapter 176, of the revised statutes, entitled, "Of evidence," as amended by chapter 194, laws of 1882, and by chapter 321, of laws of 1885, and by chapter 348, laws of 1889,

No. 302, A.,

A bill to provide for the improvement of marsh and low lands in parts and portions of sections 30 and 31, in what is called and known as the Menominee valley, in the Eighth and Sixteenth wards in the city of Milwaukee, and the abatement and removal of nuisances therein,

Was laid over.

On motion of Senator Woodnorth,

The rules were suspended, and

No. 547, A.,

A bill to extend the benefits of chapter 304, of the general laws of 1887, to indigent parents of deceased Union soldiers sailors and marines,

Was read a third time and concurred in.

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## ADJOURNMENT.

On motion of Senator Greene,  
The senate adjourned.

TUESDAY, APRIL 21, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. Mr. Winters.

The roll was called and the following senators answered to their names.

Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzner, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Nash, Persons, Phipps, Stanchfield, Taylor, Voss, Woodnorth and Yahr—27.

Absent with leave—Senators Horn, Lees, Miller, Pratt, Price and Reynolds—7.

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The Journal of Monday was approved.

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#### LEAVE OF ABSENCE

Leave of absence was granted Senator Price, indefinitely

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#### REPORTS OF COMMITTEES.

The committee on Engrossed Bills have examined, and find correctly engrossed:

No. 102, S.,

A bill fixing the amount the state may pay for contesting a seat in the legislature,

No. 347, S.,

A bill to amend section 25 of the revised statutes of 1878, entitled "of the manner of conducting elections."

F. T. YAHR,  
Chairman.

The committee on Enrolled Bills have examined and find correctly enrolled:

No. 97, S.,

A bill to provide more adequate facilities for physical and professional training at the Platteville and Whitewater normal schools,

No. 118, S.,

A bill relating to the management of county asylums for the chronic insane,

No. 153, S.,

A bill to amend section 8, of chapter 1, of the laws of 1887, entitled, "An act to revise, consolidate and amend chapter 43, of the private and local laws of 1869, entitled, 'An act to incorporate the Wisconsin Odd Fellows Mutual Life Insurance Company, approved February 17, 1889,' and the several acts amendatory thereto,"

No. 293, S.,

A bill to submit to the people an amendment to sub division 9 of section 31 of article IV of the constitution of the state of Wisconsin,

No. 326, S.,

A bill to amend sections 1332, 1333, 1334 and 1335 of the revised statutes relating to encroachments,

No. 341, S.,

A bill to fix the time for holding court in the sixth judicial circuit.

No. 230, S.,

A bill in relation to the municipal court of Dane county.

WM. F. VOSS,  
Chairman.

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#### ASSEMBLY MESSAGE CONSIDERED.

No. 296, A.,

A bill for the protection of fish in lakes and streams in Waukesha county,

Was returned to assembly for further consideration.

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#### RESOLUTIONS CONSIDERED.

Jt. Res. No. 40, A.,

Was concurred in.

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#### BILLS READY FOR A THIRD READING.

No. 59, S.,

A bill relating to the Bohemian Roman Catholic Central Union, of the state of Wisconsin, and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by

chapter 246, of the laws of 1881, and chapter 249, of the laws of 1883, and chapter 458, of the laws of 1885, and chapter 42, of the laws of 1887, and chapter 534, of the laws of 1887, all embraced in section 1953 b, of Sanborn & Berryman's Annotated Statutes of Wisconsin,

No. 73, S.,

A bill for the protection of fish in the waters of the Wolf river, the Fox river, from the mouth of the Wolf to the dam at Depere, and Lakes Winnebago, Poygan, Winneconne, and Butte des Morts,

No. 128, S.,

A bill to amend chapter 414 of the laws of 1887, entitled, "An act in relation to the insuring of school property by district boards,"

No. 251, S.,

A bill relating to the drainage of swamp, marsh and wet land, and amendatory of sections 1, 3, 5, 6, 8 and 9, of chapter 495 of the laws of 1887,

No. 351, S.,

A bill relating to the diet of inmates of county jails,  
Were severally read a third time and passed

No. 233, S.,

A bill to amend chapter 51, of the laws of 1883 (section 320a. of the annotated statutes), concerning the index to the session laws,

Was re committed to the committee on Printing.

No. 324, S.,

A bill to provide for the survey of swamp lands in the township of Freeman, Crawford county, and fixing the minimum price at which the same may be sold,

Was read a third time and passed.

The clerk was instructed to correct the title to conform with the body of the bill,

No. 92, S.,

A bill to appropriate to John Fetzer a sum of money therein named,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 24; noes, 2; absent or not voting, 7.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Phipps, Stanchfield, Taylor, Voss, Woodnorth and Yahr—24.

Noes — Senators Nash and Persons—2.

Absent or not voting — Senators Fetzer, Horn, Lees, Miller, Pratt, Price and Reynolds—7.

No. 194, S.,

A bill to appropriate to Hon. E. Scofield, a sum of money named therein,

Was read a third time and passed.



The ayes and noes being required, it was decided in the affirmative: ayes, 25; noes, 2; absent or not voting, 6.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Phipps, Stanchfield, Taylor, Voss, Woodnorth and Yahr—25.

Noes — Senators Nash and Persons—2.

Absent or not voting — Senators Horn, Lees, Miller, Pratt, Price and Reynolds—6.

No. 30, A.,

A bill to amend chapter 79, of the annotated statutes of Wisconsin, relating to rates of interest,

No. 223, A.,

A bill to protect the fish in Sturgeon Bay,

No. 481, A.,

A bill to regulate mutual, beneficiary and fraternal corporations, societies, orders and associations providing insurance on the assessment plan.

Were severally read a third time and concurred in.

On motion of Senator Clawson,

No. 242, A.,

A bill to amend section 408, of the revised statutes of 1878, as amended by chapter 214, of the laws of 1883, as amended by chapter 7, of the laws of 1885, relating to appropriation for teachers' institutes,

Was recommitted to the committee on Education.

No. 327, A.,

A bill to provide for the Wisconsin National Guard retired list,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 25; noes, none; absent or not voting, 8.

The vote was as follows:

Ayes — Senators Apple, Avery, Bechtner, Clawson, Conner, Falconer, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Nash, Persons, Phipps, Stanchfield, Taylor, Voss, Woodnorth and Yahr—25.

Noes—None.

Absent or not voting — Senators Burdge, Fetzer, Horn, Lees, Miller, Pratt, Price and Reynolds.—8.

No. 266, A.,

A bill to amend section 458, revised statutes, concerning the compensation of the members of the board of examiners of applicants for state certificates,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 23; noes, none; absent or not voting, 10.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson,

Conner, Falconer, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, MacBride, Mead, Nash, Persons, Phipps, Stanchfield, Taylor, Voss, Woodnorth and Yahr—23.

Noes—None.

Absent or not voting--Senators Fetzner, Horn, Kennedy, Kroeger, Lees, Main, Miller, Pratt, Price and Reynolds—11.

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### SPECIAL ORDER.

Being the consideration of

No. 123, S.,

A bill to provide for the appointment and to prescribe the duties of a state bank examiner,

Senator Taylor moved that the five minute rule be suspended during the debate on this bill.

The motion prevailed.

Senator Mead moved that the bill be indefinitely postponed.

The ayes and noes being demanded, it was decided in the negative: ayes, 11; noes, 13; not voting, 9.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Falconer, Fetzner, Kempf, Koenitzer, Kroeger, Mead, Nash, Voss and Yahr—11.

Noes—Senators Avery, Burdge, Clawson, Conner, Greene, Joiner, MacBride, Main, Persons, Phipps, Stanchfield, Taylor and Woodnorth—13.

Not voting—Senators Horn, Kennedy, Kidd, Kingston, Lees, Miller, Pratt, Price and Reynolds—9.

Senator Kennedy was paired with Senator Horn.

Senator Kingston was paired with Senator Lees.

Senator Kidd was paired with Senator Reynolds.

Senators Horn, Lees and Reynolds would have voted aye.

Senators Kennedy, Kidd and Kingston would have voted no.

Senator Bechtner offered the following amendment:

Amend by striking out all of the bill and insert the following by way of a substitute:

A bill relating to banks and banking.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

Section 1. Whenever the state treasurer shall not be satisfied with the biennial report of any banking corporation, person or firm doing a banking business in this state, he shall notify and require such banking corporation, person or firm, doing a banking business, to file a supplemental report within ten days from the date of the mailing of such notice. And in case of neglect or refusal to file such supplemental report, or in case such supplemental report shall not be satisfactory to him the state

treasurer shall make with such expert assistance as he may require, or cause an examination to be made into the condition and affairs of such banking corporation, person or firm doing a banking business, and he shall make a report thereof to the attorney general, if, in his judgment, legal proceedings are necessary to compel a compliance with the law. And the attorney general shall institute such proceedings as he may deem proper in the premises. The state treasurer shall also publish a summary of the result of his investigation in some newspaper published in the locality where such banking corporation, person or firm doing a banking business may be located.

Section 2. This act shall take effect and be in force from and after its passage and publication.

Senator Mead moved that the amendment be laid upon the table.

The ayes and noes being demanded, it was decided in the negative: ayes, 8; noes, 16; not voting, 9.

The vote was as follows:

Ayes—Senators Bechtner, Fetzer, Koenitzer, Kroeger, Mead, Nash, Voss and Yahr—8.

Noes—Senators Apple, Avery, Burdge, Clawson, Conner, Falconer, Greene, Joiner, Kempf, MacBride, Main, Persons, Phipps, Stanchfield, Taylor and Woodnorth—16.

Not voting—Senators Horn, Kennedy, Kidd, Kingston, Lees, Miller, Pratt, Price and Reynolds—9.

Senator Kennedy was paired with Senator Horn.

Senator Kingston was paired with Senator Lees.

Senator Kidd was paired with Senator Reynolds.

Senators Horn, Lees and Reynolds would have voted aye.

Senators Kidd, Kennedy and Kingston would have voted no.

The amendment was then rejected.

The ayes and noes being demanded, it was decided in the negative: ayes, 11; noes, 13; not voting, 9.

The vote was as follows:

Ayes — Senators Apple, Bechtner, Falconer, Fetzer, Kempf, Koenitzer, Kroeger, Mead, Nash, Voss and Yahr—11.

Noes—Senators Avery, Burdge, Clawson, Conner, Greene, Joiner, MacBride, Main, Persons, Phipps, Stanchfield, Taylor and Woodnorth—13.

Not voting—Senators Horn, Kennedy, Kidd, Kingston, Lees, Miller, Pratt, Price and Reynolds,—9.

Senator Kennedy was paired with Senator Horn.

Senator Kingston was paired with Senator Lees.

Senator Kidd was paired with Senator Reynolds.

Senators Horn, Lees and Reynolds, would have voted aye.

Senators Kennedy, Kidd and Kingston, would have voted no.

Senator Voss offered the following amendment:

Amend amended bill by striking out all of sections 5 and 8.

Which was refused adoption.

The ayes and noes being demanded, it was decided in the negative: ayes, 11; noes, 13; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Falconer, Fetzer, Kempf, Koenitzer, Kroeger, Mead, Nash, Voss and Yahr—11.

Noes—Senators Avery, Burdge, Clawson, Conner, Greene, Joiner, MacBride, Main, Persons, Phipps, Stanchfield, Taylor and Woodnorth—13.

Absent or not voting—Senators Horn, Kennedy, Kidd, Kingston, Lees, Miller, Pratt, Price and Reynolds—9.

Senator Kennedy was paired with Senator Horn.

Senator Kingston was paired with Senator Lees.

Senator Kidd was paired with Senator Reynolds.

Senators Horn, Lees and Reynolds would have voted aye.

Senators Kennedy, Kidd and Kingston would have voted no.

Senator Persons moved that the rules be suspended and the bill put upon its passage.

It requiring a two-thirds vote to suspend the rules,

The ayes and noes being demanded, it was decided in the negative: ayes, 13; noes, 11; not voting, 9.

The vote was as follows:

Ayes—Senators Avery, Burdge, Clawson, Conner, Greene, Joiner, MacBride, Main, Persons, Phipps, Stanchfield, Taylor and Woodnorth—13.

Noes—Senators Apple, Bechtner, Falconer, Fetzer, Kempf, Koenitzer, Kroeger, Mead, Nash, Voss and Yahr—11.

Not voting—Senators Horn, Kennedy, Kidd, Kingston, Lees, Miller, Pratt, Price and Reynolds—9.

Senator Kennedy was paired with Senator Horn.

Senator Kingston was paired with Senator Lees.

Senator Kidd was paired with Senator Reynolds.

Senators Kennedy, Kidd and Kingston would have voted aye.

Senators Horn, Lees and Reynolds would have voted no.

The bill was then ordered engrossed and read a third time.

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Senator Greene moved that so much of the rules as necessary to take up bills on their engrossment and third reading be suspended.

The motion prevailed.



BILLS ON THEIR ENGROSSMENT AND THIRD  
READING.

No. 156, S.,

A bill to amend chapter 525 of the laws of Wisconsin for the year 1889, entitled, "an act regulating building and loan associations,"

No. 229, S.,

A bill to amend chapter 35 of the revised statutes, entitled "of general provisions relating to counties," and chapter 36 of the revised statutes entitled "of the county board,"

M. C. No. 1, S.,

Memorial to congress relating to elections of United States senator,

Were severally ordered engrossed and read a third time.

The amendments to

No. 179, S.,

A bill to amend chapter 187 of the revised statutes, relating to the sale, transportation and packing of unwholesome, stale, emaciated, blown, putrid or measly flesh of deceased animals,

No. 210, S.,

A bill to amend chapter 352 of the general laws of 1887, entitled "an act to amend chapter 86 of the revised statutes of 1878, entitled 'of the organization of incorporations,'"

No. 321, S.,

A bill to amend the charter of the city of Barron,

Were severally adopted, and the bills ordered engrossed and read a third time.

On motion of Senator Woodnorth,

The rules were suspended, and

The amendments to

No. 9, S.,

A bill to create and maintain a dam on Little Wolf river, in Waupaca county,

Were adopted, and the bill read a third time and passed.

Senator Kidd offered an amendment to

No. 345, S.,

A bill authorizing the village of Cassville to establish an academy and to assess, levy and collect taxes for the erection and maintenance thereof, and to issue bonds for the purpose of borrowing money to build and maintain the same and for other purposes,

Which was adopted.

On motion of Senator Kidd,

The rules were suspended, and the bill read a third time and passed.

The clerk was instructed to correct the title to conform with the body of the bill.

Senator MacBride offered the following amendment to



No. 214, S.,

A bill to amend chapter 52 of the revised statutes of 1878, entitled "of highways and bridges,"

Add to section 2, the words, this section shall not apply to any county having a population of less than 100,000 people.

Which was adopted.

Senator Joiner offered the following amendment to the amendment.

Amend amendment section 2 of bill 214, S., as amended, by striking out the word "or" at the end of the third line, the word "obstructed" in the fourth line, the word "obstructed" in the fifth line and the word "obstructed" in the eighth line of said section.

Which was adopted.

And the bill ordered engrossed and read a third time.

No. 34, S.,

A bill relating to the "Royal Society of Good Fellows," and amendatory of section 1, chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, laws of 1882, chapter 94, laws of 1883, chapter 458, laws of 1885, and chapters 42, 198, 509 and 534, laws of 1887,

No. 35, S.,

A bill relating to the "Fraternal Alliance" and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, laws of 1882, chapter 94, laws of 1883, chapter 458, laws of 1885, and chapters 42, 198, 509 and 534, laws of 1887,

No. 217, S.,

A bill relating to the "Winona Mutual Benefit Association" and amendatory of section 1, chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, laws of 1882, chapter 94, laws of 1883, chapter 458, laws of 1885, and chapters 42, 198, 509 and 534, laws of 1887,

No. 291, S.,

A bill to amend chapter 204, of the general laws of 1879, and the several acts amendatory thereof,

Were severally refused engrossment.

No. 349, S.,

A bill to regulate the sale of intoxicating liquors under physicians' prescriptions,

Was indefinitely postponed.

On motion of Senator Koenitzer,

The rules were suspended, and

No. 577, A.,

A bill to lay out a state road between certain points in Milwaukee and Waukesha counties,

Was read a third time and concurred in.

On motion of Senator Greene,  
The assembly message was taken up.

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### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 855, A.,

A bill to provide copies of Sanborn and Berryman's annotated statutes to persons therein named, and making an appropriation therefor.

And has amended the senate amendments to

No. 161, A.,

A bill to secure the better preservation of game,

And requests the concurrence of the senate therein.

And has concurred in

No. 338, S.,

A bill to appropriate to the Wisconsin Veterans' Home, at Waupaca, a certain sum of money,

No. 353, S.,

A bill to authorize the commissioners of public lands with the approval of the governor, to settle claims of the state against past state treasurers,

No. 355, S.,

A bill to amend section 1, chapter 223, of the general laws of 1891, entitled, "An act to authorize the city of Milwaukee to issue bonds for the construction of a bridge across Milwaukee river,"

No. 356, S.,

A bill to amend chapter 197 of the laws of 1885, entitled "an act to reduce the laws incorporating the city of Hudson, in the county of St. Croix, and the state of Wisconsin, and the several acts amendatory thereof, in one act."

And has refused to concur in the senate amendments to

No. 759, A.,

A bill to amend sub-division 20 of section 2982 of chapter 130 of the revised statutes as amended, entitled "of executions."

And returns as requested

No. 495, A.,

A bill to amend section 1561, of the revised statutes, relating to drunkenness.

And has concurred in the senate amendments to

No. 408, A.,

A bill for the establishment of a sixth normal school in the state of Wisconsin,

No. 518, A.,

A bill relating to the opening and closing of the polls at every election held in this state in cities containing 10,000 inhabitants or more,

No. 839, A.,

A bill to amend chapter 221, laws of 1882, entitled, "An act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act, and to amend the same,

No. 219, A.,

A bill to authorize the city of Rice Lake to issue bonds and to raise money for the erection of public buildings therein, and to convey such buildings to the county of Barron upon the conditions therein expressed, and to legalize the acts, proceedings and ordinances of the common council of said city in relation thereto, and the grant of such buildings to said county,

And has concurred in

No. 8, S.,

A bill relating to the distribution of the state school tax, and amendatory of chapter 287, of the laws of 1885, being, "An act to provide for a more efficient common school fund,"

No. 49, S.,

A bill providing that polls of election in towns, for town officers and judges shall close at the same time, and amendatory of section 89, of chapter 7, of the revised statutes,

No. 132, S.,

A bill to amend section 1751, revised statutes of 1878, relating to corporations,

No. 155, S.,

A bill to repeal all laws providing for the preservation and recount of ballots,

No. 330, S.,

A bill to authorize the Kickapoo Valley & Northern Railway company to construct and maintain a bridge across the Wisconsin and Kickapoo rivers at or near the village of Wauzeka, in the county of Crawford,

No. 333, S.,

A bill to authorize certain towns in Waupaca and Shawano counties to vote aid to railroads,

No. 350, S.,

A bill granting to the United States jurisdiction over certain lands in Ashland county,

Jt. Res. No. 65, S.,

In relation to auditing the disbursements incurred and to be incurred in the construction, repair and management of the Sturgeon Bay canal.

And has passed and asks the concurrence of the senate in

No. 580, A.,

A bill to enable the private land owners who may be benefited by the drainage and improvement of certain lands in the counties of Manitowoc and Calumet, to raise the money necessary to aid in making the drainage and improvements within said counties, contemplated by chapter 35 of the laws of 1883, and chapter 431 of the laws of 1887, and that the commissioners of public lands may carry into effect the provisions for the draining and improvement of all the swamps and overflowed lands mentioned or referred to in the several chapters and acts herein named.

And has amended and concurred in as amended,

No. 269, S.,

A bill to amend section 494, as amended by chapter 445, laws of 1879, and chapter 146, laws of 1881, relating to free high schools.

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#### ASSEMBLY MESSAGE CONSIDERED.

No. 855, A.,

Was referred to the committee on State Affairs.

The amendment to the senate amendment to

No. 161, A.,

Was concurred in.

On motion of Senator Clawson,

The senate adhered to its amendments to

No. 769, A.,

And a committee of conference was called for.

The president appointed as such committee on part of the senate:

Senators Greene, Kingston and Clawson.

On motion of Senator Nash,

The rules were suspended, and

No. 580, A.,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 24; noes, none; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Conner, Falconer, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Nash, Persons, Phipps, Stanchfield, Taylor, Voss, Woodnorth and Yahr—24.

Noes—None.

Absent or not voting—Senators Clawson, Fetzner, Horn, Kennedy, Lees, Miller, Pratt, Price and Reynolds—9.

The assembly amendment to

No. 269, S.,

Was concurred in.

Senator Mead moved that the vote by which  
No. 495, A.,  
Was concurred in be reconsidered,  
The senate refused to reconsider.

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On motion of Senator Clawson,  
The senate took a recess until 4 o'clock P. M.

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4 O'CLOCK P. M.

The senate was called to order by the president.

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Senator Taylor moved that the rules be suspended, and  
No. 593, A.,  
A bill relating to the harbor districts and improvements  
thereof in the city of Superior,  
Was read a third time and concurred in.

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On motion of Senator Persons,  
The rules were suspended, and  
No. 492, A.,  
A bill to revise the charter of the city of Ft. Howard,  
Was taken up for consideration.  
Senator Persons offered the following amendment:  
Amend clause 5 of section 8 of chapter 11, by striking out  
the word, "hours," and inserting in place thereof the words,  
"houses, and to contract for janitor work."  
Senator Joiner offered the following amendments:  
Amend section 1 of chapter 10, by adding at the end  
thereof the following: Or without such petition or an affir-  
mative vote of two thirds of all the aldermen elected to the  
common council, and provided that the ordinances for such



paving shall lie open after being presented in the council at least one week before final action thereon.

Which were adopted, and

The bill read a third time and concurred in.

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### REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred,  
No. 214, A.,

A bill to repeal sections 1053 and 1054, of the revised statutes relating to the assessment of taxes,

Have had the same under consideration, and have instructed me to report the same back with amendments, and recommends that it be concurred in when so amended.

No. 576, A.,

A bill to prohibit the employment of certain persons as peace officers in the state of Wisconsin,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be non concurred in.

Senator Mead dissenting as to 576, A.

WILLIAM KENNEDY,  
Chairman.

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The Milwaukee Delegation, to which was referred,  
No. 539, A.,

A bill to amend section 16, of chapter 5, of chapter 184, laws 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee," approved February 20th, 1852, and the several acts amendatory thereof and the several acts amendatory thereof,

No. 538, A.,

A bill to amend sections 2 and 3, of chapter 1, of chapter 184, laws of 1874, of an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof, and the several acts amendatory thereof, and pertaining to the boundaries of the city of Milwaukee and several wards thereof,

No. 136, A.,

A bill to provide for the regulation, control and government of election primaries in counties having a population exceeding one hundred and fifty thousand inhabitants,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

Senator Kroeger dissenting as to No. 558, A.

HERMAN KROEGER,  
Chairman.

The committee on State Affairs to whom was referred,  
No. 855, A.,

A bill to provide copies of Sanborn and Berryman's annotated statutes to persons therein named, and making an appropriation therefor,

Have had the same under consideration, and have instructed me to report the same back with amendment and recommend its concurrence when so amended.

FRED W. HORN,  
Chairman pro tem.

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The committee on Printing, to whom was referred,  
No. 233, S.,

A bill to amend chapter 51, of the laws of 1883, section 320, A., of the annotated statutes), concerning the index to the session laws,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

No. 54, A.,

A bill to amend section 290 of the revised statutes of 1878, relating to distribution of stationery,

With an amendment, its passage recommended when so amended.

WM. McMULLEN,  
Chairman, Assembly.  
C. A. KOENITZER,  
Chairman, Senate.

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The committee on Education, to whom was referred,  
No. 242, A.,

A bill to amend section 408, of the revised statutes of 1878, as amended by chapter 214, of the laws of 1883, as amended by chapter 7, of the laws of 1885, relating to appropriation for teachers' institutes,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that the same be concurred in.

R. C. FALCONER,  
Chairman.

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The committee on Incorporations, to whom was referred,  
No. 61, A.,

A bill relating to Watertown Mutual Benevolent Association, Turners' Mutual Benefit Association of the Northwest, Bratrsto Ceskych, Farmers' Society of Carlton, Kewaunee

county, Wisconsin; Sokot Society, of Kewaunee, Wisconsin; Independent Order of Bnai Brith Kecher Shel Barzel and Free Sons of Israel, Wisconsin Mutual Aid Alliance, National Benevolent Association, The Order of the Mutual Protection and the Order of Knights of the Macabees of the World, and amendatory of Section 1, chapter 204 of the general laws of 1879, as amended by chapter 246 of the general laws of 1881, and by chapter 249 of the general laws of 1882, and by chapter 94 of the general laws of 1883, and by chapter 458 of the general laws of 1885, and by chapters 42, 198, 509 and 534 of the general laws of 1887,

No. 705, A.,

A bill to amend chapter 120, of the laws of Wisconsin of 1887, entitled, "an act to amend the charter of the city of Appleton."

Have had the same under consideration, and have instructed me to report the same back with amendments, and with the recommendation that they severally be concurred in when so amended.

R. J. MACBRIDE,  
Chairman

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The committee on Assessment and Collection of Taxes, to whom was referred,

No. 487, A.,

A bill to exempt from assessment and taxation for a term of years the real estate owned by the Trinity Hospital Association particularly herein inserted,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

ADAM APPLE,  
Chairman pro tem.

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The committee on Engrossed Bills have examined and find correctly engrossed:

M. C., No. 1, S.,

A memorial to congress relating to elections of United States senators,

No. 156, S.,

A bill to amend chapter 525 of the laws of Wisconsin for the year 1889, entitled, "an act regulating building and loan associations,"

No. 179, S.,

A bill to amend chapter 187 of the revised statutes, relating to the sale, transportation and packing of unwholesome, emaciated, blown, putrid or measly flesh of diseased animals,

No. 229, S.,

A bill to amend chapter 35 of the revised statutes, entitled "of general provisions relating to counties," and chapter 36 of the revised statutes, entitled "of the county board,"

No. 257, S.,

A bill to prescribe the number and duties of the legislative employes, fixing their compensation and providing for the printing of all bills, memorials, joint resolutions and the journals of each house,

No. 321, S.,

A bill to amend the charter of the city of Barron,

No. 354, S.,

A bill to provide copies of the railroad map for 1891, to members of the legislature who have not received the same,

No. 210, S.,

A bill to amend chapter 352 of the general laws of 1887, entitled, "An act to amend chapter 86 of the revised statutes of 1878, entitled, 'of the organization of corporations,'"

No. 214, S.,

A bill to amend chapter 52, of the revised statutes of 1878, entitled "of highways and bridges,"

No. 123, S.,

A bill to provide for the appointment and to prescribe the duties of a state bank examiner.

F. T. YAHR,  
Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled:

Jt. Res., No. 13, S.,

Joint resolution agreeing to a proposed amendment to subdivision 9, of section 31, of article IV, of the constitution of the state of Wisconsin,

No. 348, S.,

A bill to legalize the acts of the village of Spring Green in issuing one thousand dollar bonds to the Spring Green, Wyoming & Wisconsin River Wagon Bridge company, and in paying an additional five hundred dollars to said company,

No. 57, S.,

A bill to amend section 3030, of chapter 131 of the revised statutes of the state of Wisconsin, for the year 1878, relating to remedies supplementary to execution.

W. F. VOSS,  
Chairman.

## MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has adopted and asks the concurrence of the senate in

Jt. Res. No. 62, A.,

Requesting the governor to return bill No. 743, A., for further consideration.

And asks a committee of conference on

No. 44, A.,

A bill to prohibit the sale of opium, and to forbid the sale of tobacco to minors contrary to the order of their parents,

And has appointed as such committee on the part of the assembly, Messrs. Houston, Krez and Mead.

And has concurred in the senate amendments to

No. 124, A.,

A bill relating to the office of state fish and game warden, and the preservation of fish, game and birds, and repealing sections Nos. 5, 6, 7, 8, 9 and 11 of chapter 520 of the general laws of Wisconsin, for the year 1887, and chapter 456 of the laws of Wisconsin, for the year 1887, and sections 1, 2 and 3 of chapter 414 of the general laws of Wisconsin for the year 1889,

No. 127, A.,

A bill to authorize the city of Stevens Point to borrow money to pay its bonded indebtedness for railroad purposes,

No. 296, A.,

A bill for the protection of fish in lakes and streams in Waukesha and Racine county,

And has passed and asks the concurrence of the senate in,

No. 315, A.,

A bill to appropriate a sum of money named therein to Mrs. Louisa Melvin, the widow of W. J. Melvin, of Shawano, Wisconsin.

And has agreed to a committee of conference on

No. 249, S.,

A bill to amend the charter of the city of Depere,

And has appointed as such committee on the part of the assembly, Messrs. McGeehan, Mead and Tracy.

And has concurred in

No. 313, S.,

A bill to amend section 14, of chapter 168, of the laws of Wisconsin, for the year 1887, entitled, "an act to create the third municipal court for Barron county.

And has amended and concurred in as amended,

No. 88, S.,

A bill to provide for a State Board of World's Fair Managers of Wisconsin, and to make an appropriation therefor



And has passed and asks the concurrence of the senate in No. 853, A.,

Requiring reports and the payment of annual license fees by corporations, companies and persons operating or controlling dams, booms, sluice ways or other structures under the authority of any general or special laws of this state in navigable streams or waters situated within or forming a part of the boundary line of this state.

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### ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 62, A.,

Was concurred in.

A committee of conference was agreed to, on

No. 44, A.,

The president appointed as such committee, on part of senate, Senators MacBride, Woodnorth and Joiner.

No. 315, A.,

Was referred to the General File.

The assembly amendments to

No. 88, S.,

Were non-concurred in.

No. 853, A.,

Was referred to the committee on State Affairs.

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### BILLS ON THEIR THIRD READING.

Senator Kennedy, who dissented from the report of the Judiciary committee to

No. 16, A.,

A bill to protect trade and commerce against unlawful trusts and monopolies,

By unanimous consent of the senate withdrew his dissent.

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Senator Joiner offered the following amendment to

No. 16, A.,

Amend No. 16, A., as amended, by striking out section 7 of amended bill as printed, and inserting the following:

Section 7. This act shall not be construed to affect or in any manner refer to or interfere with "Labor Unions," or any other organization of laborers that does not seek to prevent free competition in labor.

Section 8. This act shall take effect and be in force from and after its passage and publication.

Senator Nash offered the following amendment to the amendment:

Amend section 7 by adding the following thereto:

But this act shall not be construed to interfere with or suppress associations or organizations intended to legitimately promote the interests of the trade, commerce, or manufactures of the state.

Which was rejected.

The question recurring on the amendment offered by Senator Bechtner,

It was rejected.

The bill was indefinitely postponed.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 18; noes, 6; not voting, 9.

The vote was as follows:

Ayes — Senators Avery, Bechtner, Burdge, Clawson, Fetzer, Greene, Kempf, Kennedy, Koenitzer, Main, Mead, Nash, Persons, Phipps, Stanchfield, Taylor, Voss and Yahr — 18.

Noes — Senators Apple, Conner, Falconer, Joiner, Kingston and Woodnorth — 6.

Not voting — Senators Horn, Kidd, Kroeger, Lees, MacBride, Miller, Pratt, Price and Reynolds — 9.

Senator Kidd was paired with Senator Horn.

Senator Kroeger was paired with Senator Price.

Senator MacBride was paired with Senator Lees.

Senators MacBride, Kidd and Price would have voted no.

Senators Horn, Lees and Kroeger would have voted aye.

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### BILLS ON THEIR THIRD READING.

No. 63, A.,

A bill relating to liens upon logs, timber, lumber, cordwood, railroad ties, tan and other bark, piling, telegraph poles, telephone poles, fence posts, paving timber, mining timber, stave bolts and staves,

No. 148, A.,

A bill to provide for fishways in dams on the Trempealeau river in Jackson and Trempealeau counties,

No. 319, A.,

A bill for the prevention of the smoking of opium,

No. 629, A.,

A bill to prohibit the catching and destruction of trout in streams of Pepin county for a term of years,

No. 687, A.,

A bill for an act to limit the rate of speed of railroad trains and locomotives in incorporated villages and cities,

No. 688, A.,

A bill for an act relating to the manner and time of payment of employes,

No. 803, A.,

A bill to amend section 905 of the revised statutes, relating to villages,

No. 854 A.,

A bill to amend chapter 263, laws of 1891, entitled an act to provide for the incorporation of trusts, annuity, guaranty, safe deposit and security companies,

Were severally ordered to a third reading.

The amendments to

No. 592, A.,

A bill to provide for the improvement of the harbor in the city of Superior,

Were adopted, and the bill recommitted to the committee on Judiciary.

On motion of Senator Kennedy,

The rules were suspended, and the amendment to

No. 705, A.,

A bill to amend chapter 120, of the laws of Wisconsin of 1887, entitled, "An act to amend the charter of the city of Appleton,"

Was adopted, and the bill read a third time and concurred in.

Senator Persons offered the following amendment to

No. 279, A.,

A bill to amend section 4560 of the revised statutes for the protection of fish in inland waters,

Amend section 1 by striking out the words and "gill nets" where they occur in the 39th and 40th lines of the engrossed bill.

Which was adopted.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 12; noes, 11; absent or not voting, 10.

The vote was as follows:

Ayes—Senators Avery, Clawson, Conner, Joiner, Kempf, Main, Persons, Phipps, Stanchfield, Taylor and Woodnorth—12.

Noes—Senators Apple, Bechtner, Burdge, Falconer, Greene, Kingston, Koenitzer, Kroeger, MacBride, Mead and Voss—11.

Absent or not voting—Senators Fetzer, Horn, Kennedy, Kidd, Lees, Miller, Nash, Pratt, Price, Reynolds and Yahr—11.

And the bill was ordered to a third reading.

Senator Bechtner offered the following amendment to

No. 302, A.,

A bill to provide for the improvement of marsh and low lands in parts and portions of sections 30 and 31, in what is called and known as the Menominee valley, in the Eighth and Sixteenth wards in the city of Milwaukee, and the abatement and removal of nuisances therein,

Amend section 1 of the printed bill, line 3, after the word "proceed" by inserting the following: "And complete," and

further by inserting after the word "limited" in the fourth line the following, "to five years."

And further amend by adding at the end of section one the following: "So that the filling of said premises shall be commenced within thirty days after the passage of the resolution or ordinance above referred to, and completed within five years from the passage thereof."

And further amend section 3 by adding at the end thereof the following:

"No action shall lie against any officer, agent, servant or employe of the city of Milwaukee, or any contractor or his servants or employes, who may enter upon any of the premises herein intended to be improved, pursuant to the provisions hereof for trespass or other misdemeanor."

Which was adopted and the bill read a third time and passed.

No. 585, A.,

A bill to amend chapter 525 of the laws of 1889, entitled, "an act regulating building and loan associations,"

Was ordered to a third reading.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 20; noes, 1; absent or not voting, 12.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Clawson, Conner, Falconer, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Mead, Persons, Phipps, Stanchfield, Taylor and Woodnorth—20.

Noes—Senator Burdge—1.

Absent or not voting—Senators Fetzer, Horn, Kennedy, Lees, Main, Miller, Nash, Pratt, Price Reynolds, Voss and Yahr—12.

No. 255, A.,

A bill to amend section 4096, of chapter 175, of the revised statutes, entitled, "Of evidence," as amended by chapter 194, laws of 1887, and by chapter 321, of laws of 1885, and by chapter 348, laws of 1889,

No. 354, A.,

A bill to prevent fraud at caucuses and primaries,

Were non-concurred in.

No. 727, A.,

A bill relating to the fishing industries of public waters of Wisconsin,

The senate refused to order to a third reading.

No. 475, A.,

A bill to amend the charter of the city of Racine,

No. 710, A.,

A bill to amend section 491, of the revised statutes, relating to the establishment of free high schools in adjoining towns,

Were indefinitely postponed.

Senator Greene moved that the rules be suspended, and The assembly bills just ordered to a third reading, with the exception of those upon which separate action is desired, be read a third time now.

The motion prevailed.

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#### BILLS READY FOR A THIRD READING.

Nos. 118, 319, 585, 629, 687, 803 and 854, A.,

Were severally read a third time and concurred in.

Senator Taylor moved that the clerk be instructed to put all bills reported by all committees on the calendar tonight, including the report of the committee on Engrossed Bills.

The motion prevailed.

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On motion of Senator Persons,

The senate took a recess until 8 o'clock P. M.

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8 O'CLOCK P. M.

The senate was called to order by the president.

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#### REPORTS OF COMMITTEES.

The committee on State Affairs, to whom was referred, No. 853, A.,

A bill requiring reports and the payment of annual license fees by corporations, companies and persons operating or controlling dams, booms, sluices ways or other



structures under the authority of any general or special law of this state in navigable streams or waters situated within or forming a part of the boundary line of this state,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

FRED. W. HORN,  
Chairman pro tem.

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The committee on Town and County Organizations, to whom was referred,

No. 261, A.,

A bill to amend section 693, of chapter 36, of the revised statutes, entitled, "of the county board," as amended by chapter 87, of the laws of 1885,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

J. T. KINGSTON, JR.,  
Chairman.

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Report of the committee on Conference on No. 44, A.

The senate committee on Conference, to whom was referred the disagreement of the senate and assembly, upon the non-concurrence of the assembly on the senate amendment to

No. 44, A.,

A bill prohibiting the selling, giving to, purchasing or procuring tobacco, opium or other narcotics in any form to certain minors,

Respectfully report that they have met with the committee on the part of the assembly, and that after a fair and full conference, it was agreed that the assembly recede from its non-concurrence in the said senate amendment, and that the senate amendment be concurred in.

R. J. MACBRIDE,  
J. H. WOODNORTH,  
R. L. JOINER,  
Committee on part of Senate.

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The Conference committee on

No. 759, A.,

A bill to amend subdivision 20, of section 2982, of chapter 130, of the revised statutes, as amended, entitled "of executions,"

Have considered the matter fully with the committee on the part of the assembly, and have agreed to amend the sen-

ate amendment as follows: In the fifth line of section 1, after the word "wife" insert the words "unless she shall have deserted him."

WALTER S. GREENE,  
P. J. CLAWSON,  
J. T. KINGSTON,  
Committee.

Report agreed to.

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### MESSAGE FROM THE ASSEMBLY.

BY GEO. W. PORTH, chief clerk thereof.

Mr. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 667, A.,

A bill to preserve and protect fish in Green Lake county, including all streams, creeks, bayous, marshes and waters adjacent and tributary to said Green lake and Little Green lake.

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### ASSEMBLY MESSAGE CONSIDERED.

No. 667, A.,

Was referred to committee on State Affairs.

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### BILLS READY FOR A THIRD READING.

No. 102, S.,

A bill fixing the amount the state may pay for contesting a seat in the legislature,

No. 156, S.,

A bill to amend chapter 525, of the laws of Wisconsin for the year 1889, entitled, "an act regulating building and loan associations,"

No. 210, S.,

A bill to amend chapter 352, of the general laws of 1887, entitled, "an act to amend chapter 86, of the revised statutes of 1878, entitled, 'of the organization of incorporations,'"

No. 214, S.,

A bill to amend chapter 52, of the revised statutes of 1878, entitled "of highways and bridges,"

No. 229, S.,

A bill to amend chapter 35 of the revised statutes, entitled "of general provisions relating to counties," and chapter 36 of the revised statutes, entitled "of the county board,"

No. 321, S.,

A bill to amend the charter of the city of Barron,

No. 347, S.,

A bill to amend section 25 of the revised statutes of 1878, entitled "of the manner of conducting elections,"

Were severally read a third time and concurred in.

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On motion of Senator Persons,

The assembly was requested to return

No. 30, A.,

A bill to amend chapter 79, of the annotated statutes of Wisconsin, relating to rates of interest,  
For further consideration.

On motion of Senator Conner,

The vote by which

No. 156, S.,

A bill to amend chapter 525 of the laws of Wisconsin for the year 1889, entitled, "an act regulating building and loan associations,"

Was reconsidered.

On motion of Senator Conner,

The bill was referred to a committee of one.

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M. C. No. 18, S.,

Memorial to congress relating to the election of United States senators,

Was read a third time and adopted.

No. 123, S.,

A bill to provide for the appointment and to prescribe the duties of a state bank examiner,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 15; noes, 10; absent or not voting, 8.

The vote was as follows:

Ayes—Senators Apple, Avery, Burdge, Conner, Fetzer, Greene, Joiner, Kidd, MacBride, Main, Persons, Phipps, Stanchfield, Taylor and Woodnorth—15.

Noes—Senators Bechtner, Falconer, Kempf, Koenitzer, Kroeger, Mead, Nash, Reynolds, Voss and Yahr—10.

Absent or not voting—Senators Clawson, Horn, Kennedy, Kingston, Lees, Miller, Pratt, Price and Reynolds—9.

No. 179, S.,

A bill to amend chapter 187 of the revised statutes, relating to the sale, transportation and packing of unwholesome, stale, emaciated, blown, putrid or measly flesh of deceased animals,

Was read a third time and passed, and the clerk instructed to correct the title to conform with the body of the bill.

No. 257, S.,

A bill to prescribe the number and duties of the legislative employes, fixing their compensation and providing for the printing of all bills, memorials, joint resolutions and the journals of each house,

Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 25; noes, none; absent or not voting, 8.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kempf, Kennedy, Kidd, Koenitzer, Kroeger, Main, Mead, Nash, Persons, Phipps, Reynolds, Stanchfield, Taylor, Voss and Woodnorth—25.

Noes—None.

Absent or not voting—Senators Horn, Kingston, Lees, MacBride, Miller, Pratt, Price and Yahr—8.

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On motion of Senator Clawson,

The vote by which

No. 688, A.,

A bill for an act relating to the manner and time of payment of employes,

Was ordered to a third reading,

Be reconsidered.

Senator Clawson offered the following amendment:

Amend by striking out lines 7, 8 and 9, of section 1 of the printed bill, also by striking out all of lines 4 and 5 of the printed bill after the word "not," in line 4, and add to the end of said section 2 the following, viz.: "more than fifty dollars."

Which was adopted.

The rules were suspended, and

The bill read a third time and concurred in.

Senator Clowson moved that the vote by which

No. 279, A.,

A bill to amend section 4560 of the revised statutes for the protection of fish in inland waters,

Was ordered to a third reading,

Be reconsidered.

The ayes and noes being demanded, it was decided in the negative: ayes, 12; noes, 13; absent or not voting, 8.

The vote was follows:

Ayes—Senators Apple, Bechtner, Clawson, Falconer, Fetzer, Greene, Kennedy, Koenitzer, Kroeger, Mead, Nash and Voss—12.

Noes—Senators Avery, Burdge, Conner, Joiner, Kempf, Kidd, Main, Persons, Phipps, Reynolds, Stanchfield, Taylor and Woodnorth—13.

Absent or not voting—Senators Horn, Kingston, Lees, MacBride, Miller, Pratt, Price and Yahr—8.

No. 354, S.

A bill to provide copies of the railroad map for 1891, to members of the legislature who have not received the same, Was read a third time and passed.

The ayes and noes being required, it was decided in the affirmative: ayes, 25; noes, none; absent or not voting—8.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Main, Mead, Persons, Phipps, Reynolds, Stanchfield, Taylor, Voss and Woodnorth—25.

Noes—None.

Absent or not voting—Senators Horn, Lees, MacBride, Miller, Nash, Pratt, Price, and Yahr—8.

On motion of Senator Kroeger,

The senate took up

No. 538, A.,

A bill to amend sections 2 and 3, of chapter 1, of chapter 184, laws of 1874, of an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20th, 1852, and the revised acts amendatory thereof, and pertaining to the boundaries of the city of Milwaukee and several wards thereof.

On motion of Senator Mead,

Senator Kroeger was given unlimited time to discuss this bill.

Senator Kroeger offered the following amendment:

Amend by striking out in paragraph relating to Fifth ward all after the words "Fifth ward" and insert the following: The Fifth ward shall embrace all that part of said district which is bounded on the west by the middle of First avenue, on the east by the east boundary line of said city, on the north by a line extending from a point in the middle of the South Menominee canal (known also as the Menominee river), and the middle of First avenue where said canal or river crosses said First avenue; thence along the middle of said canal or river northwardly and northwardly to the middle of the north Menominee canal, known also as the Menominee river; and thence along the middle of said canal or river, to the middle of the Milwaukee river, and along the middle of the Milwaukee river southeasterly to the eastern boundary of the city, and



on the south by the middle line of Greenfield avenue, formerly Railroad street, to the east boundary line of the city.

Which was rejected.

Senator Kroeger offered the following amendment:

To amend substitute bill No. 533, A., as follows: Commencing at line 15 of said bill at the word southwest corner, and striking out all that follows in line 15 and all of lines 16, 17 and 18, and submitting in lieu thereof the following, to-wit:

To the southwest corner of sec. 6, township 6 north, range 22 E. Thence east along the section line of said sec. 6, being the south line of said sec. 6 and the continuation thereof to the northeast corner of sec. 8, township 6 N., range 22 E. Thence south on the east line of said sec. 8 to the southeast corner of the northeast one quarter ( $\frac{1}{4}$ ) of said sec. 8. Thence east on the one quarter ( $\frac{1}{4}$ ) section line, being the south line of the northwest one quarter ( $\frac{1}{4}$ ) of sec. 9, township 6 north, range 22 E., to the one eighth ( $\frac{1}{8}$ ) section line running north and south through the southwest one-quarter ( $\frac{1}{4}$ ) of said sec. 9, township 6, range 22 E. Thence south.

Which was rejected.

The ayes and noes being demanded, it was decided in the negative: ayes, 3; noes, 20; absent or not voting, 10.

The vote was as follows:

Ayes—Senators Apple, Conner and Kroeger—3.

Noes—Senators Averv, Bechtner, Burdge, Clawson, Falconer, Fetzer, Joiner, Kempf, Kidd, Koenitzer, MacBride, Main, Mead, Persons, Phipps, Reynolds, Stanchfield, Taylor, Voss and Woodnorth—20.

Absent or not voting—Senators Greene, Horn, Kennedy, Kingston, Lees, Miller, Nash, Pratt, Price and Yahr—10.

The bill was ordered to a third reading.

On motion of Senator Koenitzer,

The rules were suspended, and the bill read a third time and concurred in.

No. 269, S.,

A bill to amend section 494, as amended by chapter 445, laws of 1879, and chapter 145, laws of 1881, relating to free high schools,

Was read a third time and passed.

On motion of Senator Kempf,

The vote by which

No. 302, A.,

A bill to provide for the improvement of marsh and low lands in parts and portions of sections 30 and 31, in what is called and known as the Menominee valley, in the Eighth and Sixteenth wards in the city of Milwaukee, and the abatement and removal of nuisances therein,

Was ordered to a third reading was reconsidered.

Senator Kempf moved that the vote by which the amendment was adopted be reconsidered and the amendment stricken from the bill.

The motion prevailed.

The bill was laid over.

No. 136, A.,

A bill to provide for the regulation, control and government of election primaries in counties having a population exceeding 150,000 inhabitants,

No. 279, A.,

A bill to amend section 4560 of the revised statutes for the protection of fish in inland waters,

No 487, A.,

A bill to exempt from assessment and taxation for a term of years the real estate owned by the Trinity Hospital Association particularly herein inserted,

No. 54, A.,

A bill to amend section 290 of the revised statutes of 1878, relating to distribution of stationery,

No. 539, A.,

A bill to amend section 16, chapter 5, of chapter 184, laws of 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof,"

No. 61, A.,

A bill relating to the Watertown Mutual Benefit Association, and amendatory of section 1, chapter 204, of the general laws of 1879, as amended by chapter 246, of the general laws of 1881, and chapter 249, of the general laws of 1882, and by chapter 94, of the general laws of 1883, and by chapter 458, of the general laws of 1885, and by chapters 42, 198, 509 and 534, of the general laws of 1887,

Were read a third time and concurred in.

The amendments to

No. 214, A.,

A bill to repeal sections 1053 and 1054, of the revised statutes, relating to the assessment of taxes,

Were adopted, and

The bill was read a third time and concurred in.

No. 242, A.,

A bill to amend section 408 of the revised statutes of 1878, as amended by chapter 214 of the laws of 1883, as amended by chapter 7 of the laws of 1885, relating to appropriation for teachers' institutes,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 24; noes, none; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Apple, Avery, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzner Joiner, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Nash, Persons, Phipps, Reynolds, Stanchfield, Taylor and Woodnorth—24.

Noes—None.

Absent or not voting—Senators Greene, Horn, Kempf, Lees, Miller, Pratt, Price, Voss and Yahr—9.

No. 315, A.,

A bill to appropriate a sum of money named therein to Mrs. Louisa Melvin, the widow of W. J. Melvin, of Shawano, Wisconsin.

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 22; noes, 1; absent or not voting, 10.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Burdge, Conner, Falconer, Fetzer, Joiner, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Nash, Persons, Phipps, Reynolds, Stanchfield, Taylor and Woodnorth—22.

Noes—Senator Clawson—1.

Absent or not voting—Senators Avery, Greene, Horn, Kempf, Lees, Miller, Pratt, Price, Voss and Yahr—10.

No. 855, A.,

A bill to provide copies of Sanborn & Berryman's annotated statutes to persons therein named, and making an appropriation therefor,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 23; noes, none; absent or not voting, 10.

The vote was as follows:

Ayes — Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Joiner, Kennedy, Kidd, Kingston, Kroeger, MacBride, Main, Mead, Nash, Persons, Phipps, Reynolds, Stanchfield, Taylor, Voss and Woodnorth—23.

Noes—None.

Absent or not voting—Senators Avery, Greene, Horn, Kempf, Koenitzer, Lees, Miller, Pratt, Price, and Yahr—10.

No. 576, A.,

A bill to prohibit the employment of certain persons as peace officers in the state of Wisconsin,

Was non concurred in.

No. 233, A.,

A bill to amend chapter 509 of the laws of 1889 to regulate the propelling of steam engines on the highways of this state and the liability for damages caused thereby,

Was indefinitely postponed.

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## MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has concurred in

No. 92, S.,

A bill to appropriate to John Fetzer, a sum of money therein named.

No. 194, '3., •

A bill to appropriate to Hon. E. Scofield, a sum of money therein named.

And has appointed a second committee of Conference on No. 249, S.,

A bill to amend the charter of the city of Depere, Consisting of Messrs. Jennings, Keogh and L. Rossman.

And has adopted the report of the committee of Conference on

No. 44, A.,

A bill prohibiting the selling of opium and forbidding the sale of tobacco to minors contrary to the order of their parents.

And insists on its amendments to

No. 88, S.,

A bill to provide for a state board of World's Fair managers of Wisconsin, and to make an appropriation therefor.

And requests a committee of Conference, and has appointed as such committee on the part of the assembly, Messrs. E. C. Smith, Briggs and Putnam.

And has agreed to a committee of Conference on

No. 759, A.,

A bill to amend sub-division 20, of section 2982, of chapter 130, of the revised statutes, as amended, entitled, "of executions.

And has appointed as such committee on the part of the assembly, Messrs. Watson, Dodge and Osborn.

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#### ASSEMBLY MESSAGE CONSIDERED.

The president appointed as a second committee of Conference on No. 249, S.,

Senators Voss, Mead and Bechtner.

The president appointed as a second committee of Conference on No. 88, S.,

Senators Kingston, Kempf and Kennedy.

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#### ADJOURNMENT.

On motion of Senator Kennedy,

The senate adjourned.

WEDNESDAY, APRIL 22, 1891.

The senate met.

The president in the chair.

Prayer by the Rev. Dr. Hall.

The roll was called and the following senators answered to their names.

Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Miller, Nash, Persons, Phipps, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr — 27.

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The Journal of yesterday was approved.

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The president addressed the senate as follows:

SENATORS:

The time of your legislative labors is drawing to a close. Before long you will leave these halls where you assembled in obedience to a mandate of the people to perform a public duty, and return to your homes and your private business. In the ordinary course of human events it is not given to every legislature to follow in the footsteps of Solon, the Athenian, or Lycurgus, the Spartan, and introduce a system of laws destined to remodel a commonwealth and to live and flourish for ages. It is not given to every legislator to participate in the foundation of a great nation as was the happy lot of the founders of our American institutions. But every American citizen, called by the votes of his fellow citizens to the high and honorable position of legislator has a very import-



ant function before him, namely, to aid in the preservation of our institutions which have made this nation great, powerful and prosperous — to aid in harmonizing the varied interests and mighty forces which spring up and develop in the rapid progress of our wonderful American civilization. And it is not an easy task to perform this duty in a creditable and satisfactory manner. It is certainly easy enough to sneer and scoff at the labors and trials and mistakes of lawgivers; but it is not an easy task for any man, no matter what may be his moral worth and his intellectual capacity, to come into the halls of legislation and shape and embody his ideas into practical measures, to carry them through successfully, meeting, as he is sure to do, with many a Scylla and Charibdis in his path, and to give them the force of law.

I know, senators, that the public press is always inclined to be hypercritical in regard to the doings of legislative bodies, and you may not escape its severe strictures, and sometimes harsh and unjust criticism. But I also know, and if my humble testimony may carry any weight with it, I cheerfully testify, that you have applied yourselves to your duties with a commendable zeal and with an honesty of purpose deserving of praise. You have labored as citizens of Wisconsin, irrespective of party, for the best interests of this great state according to your own innermost convictions and the dictates of your consciences; and I hope the fruits of your labors may be such as you fervently desire them to be, and that the people of our dear state may be benefited thereby in their interests and their liberty.

Senators, we are shortly going to separate, in all human probability never to meet again, all of us in a body, in this chamber. I shall carry away with me the sweet recollection of the great kindness you have shown me, without any exception, during the whole session, and for which I beg you to accept my sincerest thanks. I feel also profoundly grateful for the indulgence you manifested when, inexperienced and insufficiently versed in parliamentary law and practice, I took possession of this chair. I am deeply conscious of the great honor which has fallen to my lot in being called to preside over an intelligent and dignified body of legislators, like the present senate of Wisconsin, and I assure you senators, that every moment I spent in this chair has been one of genuine pleasure and enjoyment. I beg to assure you once more that the pleasant memories of the time we spent together in the performance of public duty will abide with me until the last moment of my earthly career. May every one of you, senators, be prosperous and happy in your future life. I take occasion also to acknowledge the zeal and fidelity with which the chief clerk and sergeant-at-arms of the senate, and their subordinates, have performed their re-

spective duties, and the uniform politeness they have shown to everybody on this floor. I beg them, also, to accept my warmest thanks.

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### RESOLUTIONS INTRODUCED.

By Senator Clawson:

Res. No. 30, S.,

WHEREAS, The Hon. Charles Jonas, lieutenant governor, has presided over the deliberations of this body with signal ability and with perfect impartiality, and uniform courtesy: therefore

*Resolved*, That the sincere thanks of the senate be, and they are hereby tendered to an esteemed and honored presiding officer, Hon. Charles Jonas, and we beg to assure him that we are and each of us will carry to our homes the kindest and most friendly feelings for him.

*Resolved*, That the foregoing resolution be engrossed and presented to Hon. Charles Jonas.

Adopted.

By Senator Main,

Res. No. 31, S.,

*Resolved*, That the thanks of the senate be, and are hereby tendered to the chief clerk and sergeant at arms of the senate, and their respective forces for the uniform courtesy and prompt exercise of their duties, including the messenger boys.

Adopted.

By Senator Bechtner:

Jt. Res. No. 66, S.,

*Resolved by the senate, the assembly concurring*, That Senator Kroeger be permitted to introduce a bill, to amend section 3 of chapter 1 of the charter of Milwaukee, and the acts amendatory thereof, in order to change the boundary line between the fourth and fifth wards of said city to a more rational condition.

Adopted.

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### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 299, A.,

A bill to amend section 9 of chapter 374 of the laws of 1887, entitled an act to secure the better preservation of game,

No. 461, A.,

A bill relating to the assessment of taxes and amendatory of section 1056 of the revised statutes,

No. 679, A.,

A bill to provide for the re-organization of any corporation organized under the provisions of section 1771, of the revised statutes of Wisconsin, and to define the powers and duties thereof, and the rights of its members,

No. 715, A.,

A bill to amend section 454, revised statutes, relating to examination of applicants for state certificates,

No. 810, A.,

A bill to amend section 1, chapter 450, laws of 1887, entitled, "An act to declare parts of certain avenues in the city of Milwaukee boulevards, or pleasureways, and to regulate the use of the same,

No. 731, A.,

A bill to provide for the expense of the Sturgeon Bay canal investigating committee,

No. 267, A.,

A bill to repeal section 4, chapter 35, laws of 1883, entitled, "An act to amend the charter of the city of Milwaukee,"

No. 517, A.,

A bill relating to the disposal of garbage and other refuse matter of the city of Milwaukee,

No. 632, A.,

A bill to amend section 1040, revised statutes, relating to the assessment of taxes,

No. 849, A.,

A bill to appropriate a sum of money to carry out the provisions of Jt. Res. No. 49, A.,

Jt. Res. No. 63, A.,

Granting leave to Mr. Baker to introduce a bill.

And has adopted and asks the concurrence of the senate in

Jt. Res. No. 58, A.,

Providing for a commission to appraise railroads,

Jt. Res. No. 64, A.,

For copy of annotated statutes for Harry Schuetz.

And has adopted the report of the committee of Conference on

No. 88, S.,

A bill to provide for a State Board of World's Fair Managers of Wisconsin, and to make an appropriation therefor,

No. 759, A.,

A bill to amend subdivision 20, of section 2982, of chapter 130, of the revised statutes, as amended, entitled "of executions,"

No 249, S.,

A bill to amend the charter of the city of Depere.

And has amended, and concurred in as amended,

No. 200, S.,

A bill relating to the manner of conducting elections, to secure the purity and secrecy of the ballot,

No. 79, S.,

A bill to prevent and punish frauds in sales of wearing apparel at public or private sale by itinerant venders and to regulate such sales,

No. 182, S.,

A bill to regulate the manufacture and sale of vinegar and to prevent the adulteration thereof.

And has concurred in the senate amendment to

No. 688, A.,

A bill relating to the manner and time of payment of employes,

No. 705, A.,

A bill to amend chapter 120, of the laws of Wisconsin of 1887, entitled, "an act to amend the charter of the city of Appleton."

No. 492, A.,

A bill to revise the charter of the city of Ft. Howard,

No. 266, A.,

A bill to amend section 458, revised statutes, concerning the compensation of the members of the board of examiners of applicants for state certificates,

No. 54, A.,

A bill to amend section 290 of the revised statutes of 1878, relating to distribution of stationery,

No. 214, A.,

A bill to repeal sections 1053 and 1054, of the revised statutes relating to the assessment of taxes,

No. 855, A.,

A bill to provide copies of Sanborn and Berryman's annotated statutes to persons therein named, and making an appropriation therefor.

And has concurred in

Jt. Res. No. 66, S.,

Permitting Senator Kroeger to introduce a bill,

No. 73, S.,

A bill for the protection of fish in the waters of the Wolf river, the Fox river, from the mouth of the Wolf to the dam at Depere, and Lakes Winnebago, Poygan, Winneconne, and Butte des Morts,

M. C., No. 3, S.,

For an appropriation to aid in repairing the Sturgeon Bay and Lake Michigan ship canal and harbor, and to relieve the same from tolls,

No. 352, S.,

A bill to amend the charter of the city of Dodgeville.



And has non-concurred in

No. 218, S.,

A bill to amend subdivision 8, of section 2969, of the annotated statutes, relating to the rate of interest on judgments,

Jt. Res. No. 8, S.,

Amending section 3 of article 11, constitution state of Wisconsin.

And returns as requested

No. 30, A.,

A bill to amend chapter 79, of the annotated statutes of Wisconsin, relating to rates of interest,

And returns

Jt. Res. No. 66, S.,

Permitting Senator Kroeger to introduce a bill for information as to what of the purpose of the bill will be.

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#### ASSEMBLY MESSAGE CONSIDERED.

Nos. 267, 617 and 810, A.,

Were referred to the Milwaukee Delegation.

Nos. 632 and 461, A.,

Were referred to the committee on Assessment and Collection of Taxes.

No. 679, A.,

Was referred to the committee on Finance, Banks and Insurance.

No. 715, A.,

Was referred to the committee on Education.

No. 299, A.,

Was referred to the committee on State Affairs.

No. 731, A.,

Was referred to the committee on Claims,

No. 849, A.,

Was referred to the General File,

Jt. Res. Nos. 58, 63 and 64, A.,

Were concurred in.

The assembly amendments, to

Nos. 79, 182 and 200, S.,

Were concurred in.

Jt. Res. No. 66, S.,

Was corrected and returned to the assembly for further consideration.

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The committee on State Affairs to whom was referred,

No. 667, A.,

A bill to preserve and protect fish in Green Lake county, including all streams, creeks, sloughs, bayous, marshes and



waters adjacent and tributary to said Green Lake and Little Green Lake.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

R. C. FALCONER,  
Chairman pro tem.

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The committee on Claims, to whom was referred,  
No. 731, A.,

A bill to provide for the expense of the Sturgeon Bay Canal Investigation committee,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

WM. F. NASH,  
Chairman.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 8, S.,

A bill relating to the distribution of the state school tax, and amendatory of chapter 287, of the laws of 1885, being, "An act to provide for a more efficient common school fund,"

No. 49, S.,

A bill providing that polls of election in towns, for town officers and judges shall close at the same time, and amendatory of section 796, revised statutes, as amended by chapter 232, laws of 1881,

No. 92, S.,

A bill to appropriate to John Fetzner a sum of money therein named,

No. 155, S.,

A bill to repeal all laws providing for the preservation and recount of ballots,

No. 313, S.,

A bill to amend section 14 of chapter 168 of the laws of Wisconsin, of the year 1887, entitled, "an act to create the third municipal court for Barron county,"

No. 350, S.,

A bill granting to the United States jurisdiction over certain lands in Ashland county,

No. 355, S.,

A bill to amend section 1, chapter 223, of the general laws of 1891, entitled, "An act to authorize the city of Milwaukee to issue bonds for the construction of a bridge across Milwaukee river,"

No. 356, S.,

A bill to amend chapter 197 of the laws of 1885, entitled "an act to reduce the laws incorporating the city of Hudson, in the county of St. Croix, and the state of Wisconsin, and the several acts amendatory thereof, in one act,"

No. 132, S.,

A bill to amend section 1751, revised statutes of 1878, relating to corporations,

No. 194, S.,

A bill to appropriate to Hon. E. Scofield, a sum of money named therein,

No. 330, S.,

A bill to authorize the Kickapoo Valley & Northern Railway company to build and maintain a bridge across the Wisconsin river at or near the village of Wauzeka, in the county of Crawford, and also to build and maintain one or more bridges across the Kickapoo river in the counties of Crawford and Richland,

No. 333, S.,

A bill to authorize certain towns in Waupaca and Shawano counties to vote aid to railroads,

No. 353, S.,

A bill to authorize the commissioners of public lands with the approval of the governor, to settle claims of the state against past state treasurers,

Jt. Res. No. 65, S.,

Joint resolution in relation to auditing the disbursements incurred and to be incurred in the construction, repair and management of the Sturgeon Bay canal.

W. F. VOSS,  
Chairman.

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The joint Conference committee, to whom was referred,  
No. 88, S.,

A bill to provide for a state board of World's fair managers of Wisconsin, and to make an appropriation therefor,

Have had the same under consideration, in conference, and report the same back with the recommendation that said bill be amended by striking out the words "one hundred" where the same occur in lines three and four of the engrossed bill, and inserting in lieu thereof the words "sixty-five."

Also amend by striking out all of section 11 of said engrossed bill. Also amend by changing section 12 of said bill to make the same read, section 11.

J. T. KINGSTON, Jr., Chairman.  
WM. KENNEDY,  
JOHN J. KEMPF.

Report agreed to.

The ayes and noes being required, it was decided in the affirmative: ayes, 16; noes, 8; absent or not voting, 9.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Burdge, Conner, Falconer, Greene, Kempf, Kingston, Koenitzer, Kroeger, MacBride, Nash, Stanchfield, Taylor, Voss and Yahr—16.

Noes—Senators Joiner, Kidd, Main, Miller, Persons, Phipps, Reynolds and Woodnorth—8.

Absent or not voting—Senators Avery, Clawson, Fetzer, Horn, Kennedy, Lees, Mead, Pratt and Price—9.

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### BILLS READY FOR A THIRD READING.

No. 63, A.,

A bill relating to liens upon logs, timber, lumber, cordwood, railroad ties, tan and other bark, piling, telegraph poles, telephone poles, fence posts, paving timber, mining timber, stave bolts and staves,

Was indefinitely postponed.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 17; noes, 4; Absent or not voting, 12.

The vote was as follows:

Ayes—Senators Apple, Conner, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Main, Mead, Miller, Persons, Phipps, Reynolds, Stanchfield, Taylor and Yahr—11.

Noes—Senators Bechtner, Falconer, Fetzer and Woodnorth—4.

Absent or not voting—Senators Avery, Burdge, Clawson, Horn, Kennedy, Kroeger, Lees, MacBride, Nash, Pratt, Price and Voss—12.

On motion of Senator Nash,

The rules were suspended, and

No. 731, A.,

A bill to provide for the expense of the Sturgeon Bay Canal investigating committee,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 25; noes, none; absent or not voting, 8.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Burdge, Clawson, Conner, Fetzer, Greene, Joiner, Kempf, Kennedy, Kidd, Kingston, Koenitzer, Kroeger, Main, Mead, Miller, Nash, Persons, Phipps, Reynolds, Stanchfield, Taylor, Woodnorth and Yahr—25.

Noes—None.

Absent or not voting—Senators Avery, Falconer, Horn, Lees, MacBride, Pratt, Price and Voss—8.

## BILLS ON THEIR THIRD READING.

The amendments to

No. 61, A.,

A bill relating to Watertown Mutual Benevolent Association, and amendatory of section 1, chapter 204, of the general laws of 1879, as amended by chapter 246, of the general laws of 1881, and chapter 249, of the general laws of 1882, and by chapter 94, of the general laws of 1883, and by chapter 458 of the general laws of 1885, and by chapters 42, 198, 509 and 534 of the general laws of 1887,

Were adopted, and the bill ordered to a third reading.

Senator Taylor offered the following amendment to

No. 261, A.,

A bill to amend section 693 of chapter 36 of the revised statutes, entitled "of the county board," as amended by chapter 87, of the laws of 1885,

Amend by striking out all after the word "select" in the 19th line of section 1 of the printed bill.

Which was rejected.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 12; noes, 14; absent or not voting, 7.

The vote was as follows:

Ayes—Senators Bechtner, Burdge, Kempf, Kidd, Kroeger, Main, Mead, Miller, Phipps, Reynolds, Stanchfield and Taylor—12.

Noes—Senators Apple, Conner, Falconer, Greene, Joiner, Kennedy, Kingston, Koenitzer, MacBride, Nash, Persons, Voss, Woodnorth and Yahr—14.

Absent or not voting—Senators Avery, Clawson, Fetzer, Horn, Lees, Pratt and Price—7.

The senate refused to indefinitely postpone.

The ayes and noes being demanded, it was decided in the negative: ayes, 13; noes, 14; absent or not voting, 6.

The vote was as follows:

Ayes—Senators Apple, Conner, Falconer, Greene, Kennedy, Kingston, Koenitzer, MacBride, Nash, Persons, Voss, Woodnorth and Yahr—13.

Noes—Senators Bechtner, Burdge, Clawson, Joiner, Kempf, Kidd, Kroeger, Main, Mead, Miller, Phipps, Reynolds, Stanchfield and Taylor—14.

Absent or not voting—Senators Avery, Fetzer, Horn, Lees, Pratt and Price—6.

The bill was then ordered to a third reading.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 15; noes, 12; absent or not voting, 6.

The vote was as follows:

Ayes—Senators Bechtner, Burdge, Clawson, Falconer, Joiner, Kempf, Kidd, Kroeger, Main, Mead, Miller, Phipps, Reynolds, Stanchfield and Taylor—15.



Noes—Senators Apple, Conner, Greene, Kennedy, Kingston, Koenitzer, MacBride, Nash, Persons, Voss, Woodnorth and Yahr—12.

Absent or not voting—Senators Avery, Fetzner, Horn, Lees, Pratt and Price—6.

Senator Koenitzer offered the following amendment to No. 302, A.,

A bill to provide for the improvement of marsh and low lands in parts and portions of sections 30 and 31, in what is called and known as the Menominee valley, in the Eighth and Sixteenth wards in the city of Milwaukee, and the abatement and removal of nuisances therein,

Amend section 1 of said bill by striking from the end of said section the words "proceeding and completing the filling and improvement of one-fifth thereof as near as may be each year," and by inserting in lieu thereof the following, "so that the filling of said premises shall be commenced within thirty days after the passage of the resolution or ordinance above referred to and completed within five years from the passage hereof, giving to the owners of said property five years from the passage of this act to finish the filling herein designated.

Which was rejected.

And the bill ordered to a third reading.

On motion of Senator Bechtner,

The rules were suspended, and

The bill read a third time and concurred in.

No. 853, A.,

A bill requiring reports and the payment of annual license fees by corporations, companies and persons operating or controlling dams, booms, sluiceways or other structures under the authority of any general or special law of this state, in navigable streams or waters situated within, or forming a part of the boundary line of this state,

Was ordered to a third reading.

On motion of Senator Conner,

The rules were suspended, and

Nos. 61, 261 and 853, A.,

Were read a third time and concurred in.

Senator Koenitzer moved that the senate take a recess until 2:30 o'clock.

The motion was lost.

Or motion of Senator Conner,

The senate adjourned until 4 o'clock P. M.



4 O'CLOCK P. M.

The senate was called to order by the president.

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## RESOLUTIONS INTRODUCED.

By Senator Kennedy:

Jt. Res. No. 67, S.,

Requesting the secretary of war to cause certain obstructions to be removed from the upper Mississippi river.

Adopted.

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By Senator Kingston:

Jt. Res. No. 68, S.,

*Resolved by the senate, the assembly concurring,* That the state of Wisconsin, by the death of Hon. David Taylor, justice of the supreme court, has lost the presence and counsel of a careful and wise citizen and jurist. As a citizen he commanded the high respect of those with whom he was brought in contact; as a friend, he was always esteemed and warmly loved; as a jurist he had the courage of his convictions, and those convictions were always based upon a careful, painstaking review of questions submitted for consideration; his place in life may, in a measure, be filled, but never can be filled by more courageous, warm-hearted, manly man.

To his life and work we owe thanks for the incentive which enfuses us who remain, with the desire to emulate that life which he has led:

*Resolved,* That the state of Wisconsin extend to the family and friends of the deceased, its sincere and earnest sympathy in the affliction which deprives them of such a friend and which takes from the state such a valued officer and citizen.

*Resolved,* That a copy of these resolutions be prepared and signed by the clerks of the senate and assembly and presented to the family of the deceased.

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By Senator Yahr:

Res. No. 32, S.,

*Resolved by the senate*, That the superintendent of public property be and he is hereby directed to furnish to the senate committee on Town and County Organizations such books as were authorized to be furnished by Jt. Res. No. 3, S., the aforesaid committee not having received the same.

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### REPORTS OF COMMITTEES.

The Milwaukee Delegation, to whom was referred,  
No. 517, A.,

A bill relating to the disposal of garbage and other refuse matter of the city of Milwaukee,

No. 810, A.,

A bill to amend section 1, chapter 450, laws of 1887, entitled, "an act to declare parts of certain avenues in the city of Milwaukee, boulevards or pleasure ways, and to regulate the use of same,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that they be concurred in.

No. 267, A.,

A bill to repeal section 4, chapter 35, laws of 1889, entitled "an act to amend the charter of the city of Milwaukee,"

With the recommendation that it be non concurred in.

HERMAN KROEGER,  
Chairman.

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The committee on State Affairs, to whom was referred,  
No. 299, A.,

A bill to amend section 9 of chapter 374, of the laws of 1887, entitled, "an act to secure the better preservation of game,"

Have had the same under consideration, and have instructed me to report the same back with recommendation that it be concurred in.

R. C. FALCONER,  
Chairman pro tem.

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The joint committee on Conference, to whom was referred,  
No. 249, S.,

Beg leave to report that they have conferred with the committee on the part of the assembly, and have agreed upon the following amendments herewith submitted.

WM. F. VOSS,  
M. C. MEAD,  
PAUL BECHTNER.

Agreed to.

The committee on Finance, Banks and Insurance, to whom was referred,

No. 679, A.,

A bill to provide for the re organization of any corporation organized under the provisions of section 1771 of the revised statutes of Wisconsin, and to define the powers and duties thereof and the rights of its members,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

E. W. PERSONS,  
Chairman.

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The committee on Education, to whom was referred,

No. 715, A.,

A bill to amend section 454, revised statutes, relating to examination of applicants for state certificates,

Have had the same under consideration, and have instructed me to report the same back with recommendation that it be concurred in.

R. C. FALCONER,  
Chairman.

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The committee on Assessment and Collection of Taxes, to whom was referred,

No. 632, A.,

A bill to amend section 1040 of the revised statutes and the several acts amendatory thereof relating to the assessment of taxes,

Have had the same under consideration, and have instructed me to report the same back, with the recommendation that it be concurred in.

ADAM APPLE,  
Chairman.

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The committee on Judiciary, to whom was referred,

No. 592, A.,

A bill to amend section 2362, of the revised statutes of 1878, entitled, "An act relating to the recording of plats,"

Have had the same under consideration, and have instructed me to report the same back with amendments, and recommend that it be concurred in when so amended.

WILLIAM KENNEDY,  
Chairman.

The rules were suspended, and  
The amendments to  
No. 592, A.,  
Were adopted, and  
The bill read a third time and concurred in.

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### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

#### MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 857, A.,

A bill to amend section 111 of chapter 216 of laws of Wisconsin for the year 1889, entitled an act to incorporate the city of Dodgeville,

No. 97, A.,

A bill for the protection and fixing the spawning season of fish in the inland lakes and streams of the state of Wisconsin,

No. 343, A.,

A bill to amend chapter 215 of the laws of Wisconsin for 1889, "entitled an act asserting the jurisdiction of the state of Wisconsin to and in the St. Croix river, and authorizing parties therein named to build and maintain a dam and certain booms upon said river, and to otherwise improve the navigation of the same, and of the lakes, ponds and sloughs adjacent thereto," and for such purpose condemn and take private property, and to amend chapter 224 of laws of 1882,

No. 807, A.,

A bill to authorize the formation of public tramways,

No. 72, A.,

A bill to compel the building of fishways in dams in Barron, Polk and Dunn counties, the charter for which requires such fishways.

And has adopted and asks the concurrence of the senate in

Jt. Res. No. 65, A.,

To allow J. E. Dodge to introduce a bill,

Jt. Res. No. 66, A.,

In relation to the navigation of the upper Mississippi.

And has concurred in

No. 345, S.,

A bill authorizing the village of Cassville to establish an academy and to assess, levy and collect taxes for the erection and maintenance thereof, and to issue bonds for the purpose of borrowing money to build and maintain the same, and for other purposes,

No. 9, S.,

A bill to create and maintain a dam on Little Wolf river in Waupaca county.

No. 59, S.,

A bill relating to the Bohemian Roman Catholic Central Union, of the State of Wisconsin, and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, of the laws of 1883, and chapter 458, of the laws of 1885, and chapter 42, of the laws of 1887, and chapter 534, of the laws of 1887, all embraced in section 1953b, of Sanborn & Berryman's Annotated Statutes of Wisconsin

No. 179, S.,

A bill to amend chapter 187 of the revised statutes, relating to the sale, transportation and packing of unwholesome, emaciated, blown, putrid or measly flesh of diseased animals,

No. 251, S.,

A bill relating to the drainage of swamp, marsh and wet land, and amendatory of sections 1, 3, 5, 6, 8 and 9, of chapter 495 of the laws of 1887,

No. 257, S.,

A bill to prescribe the number and duties of the legislative employes, fixing their compensation and providing for the printing of all bills, memorials, joint resolutions and the journals of each house,

No. 321, S.,

A bill to amend the charter of the city of Barron,

No. 324, S.,

A bill to provide for the survey of swamp lands in Crawford county, and fixing the minimum price at which the same may be sold,

No. 351, S.,

A bill relating to the diet of inmates of county jails,

M. C. No. 1, S.,

Memorial to congress relating to elections of United States senators.

And has amended and concurred in as amended

No. 354, S.,

A bill to provide copies of the railroad map for 1891, to members of the legislature who have not received the same,

No. 347, S.,

A bill to amend section 25, of the revised statutes of 1878, entitled, "Of the manner of conducting elections."

And has non-concurred in

No. 210, S.,

A bill to amend chapter 353 of the general laws of 1887, entitled, "an act to amend chapter 86 of the revised statutes of 1878, entitled, 'of the organization of corporations,'"

No. 229, S.,

A bill to amend section 652 of the revised statutes, entitled "of general provisions relating to counties," and section 663



of the revised statutes, and provide for the election of county boards of supervisions in certain cases.

And has refused to concur in

No. 128, S.,

A bill to amend chapter 414 of the laws of 1887, entitled an act in relation to the insuring of school property by district boards.

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### ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. Nos. 65 and 66, A.,

Were concurred in.

No. 72, A.,

Was ruled out of order by the president, under Jt. rule No. 15.

On motion of Senator Joiner,

The rules were suspended, and

No. 857, A.,

Was read a third time and concurred in.

No. 97, A.,

Was referred to committee on State Affairs.

No. 343, A.,

Was referred to the committee on Incorporations.

No. 807, A.,

Was referred to committee on Railroads.

The assembly amendments to

Nos. 347 and 354, S.,

Were concurred in.

On motion of Senator Greene,

The vote by which

Jt. Res. No. 57, S.,

Was adopted, was reconsidered, and

The resolution referred to a special committee of one, consisting of Senator Kennedy.

On motion of Senator Greene,

The assembly was requested to return

No. 63, A.,

For further consideration.

The ayes and noes being demanded, it was decided in the affirmative: ayes, 20; noes, 6; absent or not voting, 7.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Greene, Kempf, Kennedy, Kingston, Koenitzer, Kroeger, MacBride, Mead, Miller, Nash, Persons, Voss, Woodnorth and Yahr—20.

Noes—Senators Kidd, Main, Phipps, Reynolds, Stanchfield and Taylor—6.

Absent or not voting—Senators Avery, Fetzer, Horn, Joiner, Lees, Pratt and Price—7.

Senator Greene moved that the rules be suspended, and all bills reported by the committees be taken up for action at this time.

The motion prevailed.

Nos. 299, 517, 592, 632, 679, 715 and 810, A.,

Were severally read a third time and concurred in.

No. 849, A.,

Was read a third time and concurred in.

The ayes and noes being required, it was decided in the affirmative: ayes, 25; noes, none; absent or not voting, 8.

The vote was as follows:

Ayes—Senators Apple, Bechtner, Burdge, Clawson, Conner, Falconer, Fetzer, Greene, Joiner, Kempf, Kidd, Kingston, Koenitzer, Kroeger, Main, Mead, Miller, Persons, Phipps, Reynolds, Stanchfield, Taylor, Voss, Woodnorth and Yahr—25.

Noes—None.

Absent or not voting—Senators Avery, Horn, Kennedy, Lees, MacBride, Nash, Pratt and Price—8.

No. 267, A.,

Was non-concurred in.

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On motion of Senator Clawson,

The senate took a recess until 8 o'clock P. M.

8 O'CLOCK P. M.

The senate was called to order by the president.

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### RESOLUTIONS INTRODUCED.

By Senator Kidd:

Jt. Res. No. 69, S.,

*Resolved by the senate, the assembly concurring,* That Senator Miller be permitted to introduce a bill providing for placing of fish ways in the dams of Dunn county, the charter for which provides for such fish ways.

Adopted.

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### REPORTS OF COMMITTEES.

The committee on Incorporations, to whom was referred, No. 343, A.,

A bill to repeal chapter 315 of the laws of Wisconsin for 1889, entitled, "an act asserting the jurisdiction of the state of Wisconsin to and in the St. Croix river, and authorizing parties therein named to build and maintain a dam and certain booms upon said river, and to otherwise improve the navigation of the same, and of the lakes, ponds and sloughs adjacent thereto," and for such purpose condemn and take private property, and to amend chapter 224 of laws of 1882,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

R. J. MACBRIDE,  
Chairman.

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The committee on Railroads, to whom was referred, No. 807, A.,

A bill to authorize the formation of public tramways,

Have had the same under consideration, and have instructed me to report the same back without recommendation, and would respectfully call the attention of the senate to the fact that this bill comes to us in clear violation of joint rule No. 15.

WALTER S. GREENE,  
Chairman.

Decided by the president to be out of order, under joint rule No. 15.

The committee on State Affairs, to whom was referred,  
No. 97, A.,

A bill for the protection and fixing the spawning season of fish in the inland lakes and streams of the state of Wisconsin,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be concurred in.

R. C. FALCONER,  
Chairman pro tem.

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The committee on Assessment and Collection of Taxes, to whom was referred,  
No. 461, A.,

A bill relating to the assessment of taxes and amendatory of section 1050 as amended by chapter 247 of the laws of 1881, and sections 1055 and 1056 of the revised statutes,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

ADAM APPLE,  
Chairman.

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The committee on Finance, Banks and Insurance, to whom was referred,  
No. 30, A.,

A bill to amend chapter 79, of the annotated statutes of Wisconsin, relating to rates of interest,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be non-concurred in.

E. W. PERSONS,  
Chairman.

---

The committee on Railroads, to whom was referred,  
Jt. Res. No. 58, A.,

Providing for a commission to appraise railroads,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be referred to the committee on Claims.

WALTER S. GREENE,  
Chairman.

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So ordered.

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The committee on Enrolled Bills have examined and find correctly enrolled:

No. 269, S.,

A bill to amend section 494, as amended by chapter 245,

laws of 1879, and chapter 146, laws of 1881, relating to free high schools,

No. 338, S.,

A bill appropriating money to the Wisconsin Veterans' home at Waupaca, and for the regulation of the expenditure of moneys provided by the state for the support thereof,

No. 352, S.,

A bill to amend the charter of the city of Dodgeville,

No. 73, S.,

A bill for the protection of fish in the waters of the Wolf river, the Fox river, from the mouth of the Wolf to the dam at Depere, and Lakes Winnebago, Poygan, Winneconne and Butte des Morts,

No. 182, S.,

A bill to regulate the manufacture and sale of vinegar and to prevent the adulteration thereof,

No. 9, S.,

A bill to create and maintain a dam on Little Wolf river, in Waupaca county,

Res. No. 30, S.,

Resolution to Charles Jonas.

Res. No. 32, S.,

A resolution directing the superintendent of public property to furnish to the committee on Town and County Organizations, certain books.

WM. F. VOSS,  
Chairman.

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## MESSAGE FROM THE ASSEMBLY.

By GEO. W. PORTH, chief clerk thereof:

MR. PRESIDENT:

I am directed to inform you that the assembly has passed and asks the concurrence of the senate in

No. 858, A.,

A bill to amend chapter 162 of the laws of 1887, being the charter and the acts amendatory thereof.

And returns as requested,

No. 63, A.,

A bill relating to liens upon logs, timber, lumber, cordwood, railroad ties, tan and other barks, piling, telegraph poles, telephone poles, fence posts, paving timber, mining timber, stave bolts and staves.

And has amended and concurred in as amended, the senate amendments to

No. 279, A.,

A bill to amend section 4560 of the revised statutes for the protection of fish in inland waters,



No. 61, A.,

A bill relating to Watertown Mutual Benevolent Association, National Benevolent Association, Bratrito Ceskych Farmeru Society, of Carlton, Kewaunee county, Wis., Cis-ko Americky Sokol Society of Kewaunee, Wis., Turners' Mutual Benefit Association of the Northwest, Wisconsin Mutual Aid Alliance, Independent Order of Bnai Brith, Keeher Shel Barzel and Free Sons of Israel, and amendatory of section 1, chapter 204, of the general laws of 1879, as amended by chapter 246 of the general laws of 1881, and chapter 249 of the general laws of 1882, and by chapter 94 of the general laws of 1883, and by chapter 458 of the general laws of 1885, and by chapters 42, 198, 509 and 534, of the general laws of 1887.

And has concurred in

Jt. Res. No. 68, S.,

Expressing sympathy to the family of the late Justice Taylor,

Jt. Res. No. 69, S.,

Authorizing Senator Miller to introduce a bill.

And returns for further consideration

No. 743, A.,

A bill to amend chapter 204, of the general laws 1879, as amended by chapter 246, of the general laws of 1881, by chapter 249 of the general laws of 1882, chapter 94, of general laws of 1883, chapter 458 of general laws of 1885, chapter 42; chapter 193, chapter 509, and chapter 534, general laws of 1887, relating to fraternal societies.

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### ASSEMBLY MESSAGE CONSIDERED.

On motion of Senator Conner,

The vote by which

No. 743, A.,

Was concurred in.

Was reconsidered and the bill referred to the committee on State Affairs.

No. 858, A.,

Was referred to the General File.

---

On motion of Senator Greene,

The vote by which

No. 63, A.,

Was non-concurred in, was reconsidered.

Senator Kingston offered the following amendment.

Amend by adding at the end of section 1 of the printed bill the following:

"Provided that, in no case when said lumber, logs, timber, stave bolts, staves, cordwood, railroad ties, tan or other barks, piling, telegraph poles, fence posts, paving timber or mining timber, shall have been manufactured or furnished under a contract shall they be liable for an amount exceeding the contract price fixed by the contract under which they are manufactured or furnished."

Rejected.

The senate refused to non-concur in the bill.

The ayes and noes being demanded, it was decided in the negative: ayes, 13; noes, 14; absent or not voting, 6.

The vote was as follows:

Ayes—Senators Bechtner, Burdge, Joiner, Kempf, Kidd, Kroeger, MacBride, Main, Mead, Miller, Reynolds, Stanchfield and Taylor—13.

Noes—Senators Apple, Clawson, Conner, Falconer, Fetzer, Greene, Kingston, Koenitzer, Lees, Nash, Persons, Voss, Woodnorth and Yahr—14.

Absent or not voting—Senators Avery, Horn, Kennedy, Phipps, Pratt and Price—6.

Senator Kennedy was paired with Senator Phipps.

Senator Kennedy would have voted no, and Senator Phipps aye.

The senate refused to concur in the bill.

The ayes and noes being demanded, it was decided in negative: ayes, 10; noes, 17; absent or not voting, 6.

The vote was as follows:

Ayes—Senators Apple, Clawson, Falconer, Fetzer, Greene, Kingston, Koenitzer, Lees, Nash, Woodnorth and Yahr—10.

Noes—Senators Bechtner, Burdge, Conner, Joiner, Kempf, Kidd, Kroeger, MacBride, Main, Mead, Miller, Persons, Reynolds, Stanchfield, Taylor and Voss—16.

Absent or not voting—Senators Avery, Horn, Kennedy, Phipps, Pratt and Price—6.

Senator Kennedy was paired with Senator Phipps.

Senator Kennedy would have voted aye and Senator Phipps no.

Senator Persons moved that the assembly amendments to No. 279, A.,

Be laid upon the table.

The ayes and noes being demanded, it was decided in the negative: ayes, 11; noes, 14; absent or not voting, 8.

The vote was as follows:

Ayes—Senators Apple, Clawson, Conner, Joiner, Kempf, Kidd, Miller, Persons, Phipps, Taylor and Woodnorth—11.

Noes—Senators Bechtner, Falconer, Fetzer, Greene, Kingston, Koenitzer, Kroeger, Lees, MacBride, Mead, Nash, Reynolds, Voss and Yahr—14.

Absent or not voting—Senators Avery, Burdge, Horn, Kennedy, Main, Pratt, Price and Stanchfield—8.

The assembly amendment was non-concurred in.

The ayes and noes being demanded, it was decided in the negative: ayes, 13; noes, 14; absent or not voting, 6.

The vote was as follows:

Ayes—Senators Bechtner, Falconer, Fetzer, Greene, Kingston, Koenitzer, Kroeger, Lees, Mead, Nash, Reynolds, Voss and Yahr—13.

Noes—Senators Apple, Burdge, Clawson, Conner, Joiner, Kempf, Kidd, MacBride, Main, Miller, Persons, Phipps, Taylor and Woodnorth—14.

Absent or not voting—Senators Avery, Horn, Kennedy, Pratt, Price and Stanchfield—6.

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### BILLS INTRODUCED.

Read first and second times and referred,

By Senator Miller:

No. 358, S.,

A bill providing for placing of fishways on dams in Dunn county, the charter of which requires the construction of such fishways.

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On motion of Senator Miller,

The rules were suspended, and the bill read a third time and passed.

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Senator Greene moved that the rules be suspended, and all bills reported back by all committees this evening, and all received from the assembly be taken up for consideration.

The motion prevailed.

Nos. 97, 343 and 858, A.,

Were read a third time and concurred in.

No. 461, A.,

Was indefinitely postponed,

No. 30, A.

Was non-concurred in

The ayes and noes being demanded, it was decided in the affirmative: ayes, 19; noes, 6; absent or not voting, 8.

The vote was as follows:

Ayes—Senators Apple, Burdge, Clawson, Falconer, Greene, Joiner, Kidd, Kingston, Koenitzer, Kroeger, MacBride, Main, Mead, Miller, Nash, Persons, Reynolds, Stanchfield and Yahr—19.

Noes—Senators Conner, Fetzer, Lees, Taylor, Voss and Woodnorth—6.

Absent or not voting — Senators Avery, Bechtner, Horn, Kempf, Kennedy, Phipps, Pratt and Price—8.

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On motion of Senator Greene,  
The senate took a recess subject to the call of the president.

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Senate called to order by the president.

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#### RESOLUTIONS INTRODUCED.

By Senator MacBride,  
Res. No. 33, S.,

*Resolved*, That we return our sincere thanks to the reporters of the press who have so faithfully, fairly and conscientiously reported our proceedings.

Though the pen is mightier than the sword, no advantage has been taken of that mighty power by the gentlemen of the press, but we acknowledge kind, courteous and fair treatment from all of them.

Adopted.

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#### REPORTS OF COMMITTEES.

The committee on State Affairs, to whom was referred,  
No. 743, A.,

A bill to amend chapter 204 of the general laws of 1879, as amended by chapter 246 of the general laws of 1881, by chapter 249 of the general laws of 1882, chapter 94 of general laws of 1883, chapter 458 of general laws of 1885, chapter 42, chapter 198, chapter 509 and chapter 534, general laws of 1887, relating to fraternal societies,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be returned to the assembly for further consideration.

R. C. FALCONER,  
Chairman.

The committee on Enrolled Bills have examined and find correctly enrolled:

No. 200, S.,

A bill relating to the manner of conducting elections, to secure the purity and secrecy of the ballot.

WM. F. VOSS,  
Chairman.

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MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof:

Mr. PRESIDENT:

I am directed to inform you that the assembly has concurred in

No. 358, S.,

A bill providing for the placing of fishways in dams in Dunn county, the charters of which require the construction of such fishways.

And has concurred in the senate amendments to

No. 592, A.,

A bill to amend section 2262, of the revised statutes of 1878, entitled, "An act relating to the recording of plats."

And has receded from the assembly amendment to the senate amendment to

No. 279, A.,

A bill to amend section 4560 of the revised statutes, for the protection of fish in inland waters.

And has concurred in the senate amendment to said bill.

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On motion of Senator Voss,  
The senate adjourned.



THURSDAY, APRIL 23d, 1891.

The senate met,  
The president in the chair.  
The roll call was dispensed with.

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The Journal of Wednesday was approved.

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The joint committee on Claims, having refused to receive  
Jt. Res., No. 58, A.,  
On motion of Senator Conner,  
It was returned to the assembly.

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#### REPORTS OF COMMITTEES.

The committee on Enrolled Bills have examined and find  
correctly enrolled:

No. 135, S.,

A bill to apportion the state into congressional districts,

No. 136, S.,

A bill to apportion the state into senate and assembly districts,

No. 351, S.,

A bill relating to the diet of inmates of county jails.

WM. F. VOSS,  
Chairman.

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On motion of Senator Greene,  
The senate took a recess until 4 o'clock P. M.

4 O'CLOCK, P. M.

The senate was called to order by the president.

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Assistant chief clerk, Sam J. Shafer, was given the privilege of the floor, and made the following remarks:

MR. PRESIDENT: I ask the indulgence of the senate for a few moments.

Mr. President: I am instructed, by the chief clerk's force, to extend our warmest and most sincere thanks for the very kind and courteous treatment we have received, during this session, from the president, each and every senator, and our chief clerk.

This kindly treatment has aided us materially in the performance of our duties.

We came here green hands, with no knowledge of the duties we were to perform. That we would make errors was expected, that we have made errors is conceded, but we assure you they were errors arising from ignorance rather than negligence, and your indulgence has tended to smooth the rougher places.

To our chief clerk who has endeavored to make our duties as pleasurable as possible, we wish to say, he will ever be held in the grateful remembrance of the entire force, by whom I am instructed to present to him this little bauble, which we trust he will ever wear in remembrance of the friends by whom he will ever be held in memory dear.

I wish further to state that the force has purchased and caused to be forwarded to his home, where it awaits his coming, a complete set of the Encyclopedia Britannica bound in half Russia.

Mr. President and Senators, I again thank you.

Chief clerk John P. Hume responded as follows:

Mr. President, senators and associates: It is needless for me to say that words cannot express the grateful appreciation I feel for the kind words spoken, and gifts presented on this occasion. While I cannot but prize these tokens of remembrance, I prize still more the respect and good will that accompanied them. In the conduct of the trust reposed in me by this honorable body, I have sought to do every duty. In its performance it has been my good fortune to be surrounded with a corps of assistants that have not only lightened the burdens of its responsibility and care, but have made those

duties pleasant. To each and all I feel deeply grateful, for to them more than aught else is due the success with which my department has been credited. In closing I desire to express my sincere and heartfelt thanks to the president and senators the assurance of my highest esteem and gratitude for the forbearance and kindness shown on all occasions.

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## EXECUTIVE COMMUNICATIONS.

EXECUTIVE DEPARTMENT,  
Madison, Wisconsin,  
APRIL 23, 1891.

*To the Honorable, the Senate:*

I herewith return, without approval,

No. 333, S.,

Entitled, "an act to authorize certain towns in Waupaca and Shawano counties to vote aid to railroads,"

For the reason that it is indefinite in respect to the manner and mode of issuing bonds, void for uncertainty, and that the general law now in existence is entirely adequate to meet the case, if the property owners of the towns mentioned desire to issue such bonds.

No. 348, S.,

An act to legalize the act of the village of Spring Green in issuing one thousand dollars in bonds to the Spring Green, Wyoming & Wisconsin River Wagon Bridge company, and in paying an additional five hundred dollars to said company,

For the reason that the same is unconstitutional.

GEO. W. PECK.

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The following entitled bills, originating in the senate, have been approved, signed and deposited in the office of the secretary of state:

No. 8, S.,

An act relating to the distribution of the state school tax, and amendatory of chapter 287, laws of 1885, being, "An act to provide for a more efficient common school fund,"

No. 49, S.,

An act providing that polls of election in towns, for town officers and judges shall close at the same time, and amendatory of section 89, of chapter 7, of the revised statutes,

No. 57, S.,

An act to amend section 3030, of chapter 131, of the revised statutes of the state of Wisconsin for the year 1878, relating to remedies supplementary to execution,

No. 92, S.,

An act to appropriate to John Fetzer a sum of money therein named,

No. 97, S.,

An act to provide more adequate facilities for physical and professional training at the Platteville and Whitewater normal schools,

No. 118, S.,

An act relating to the management of county asylums for the chronic insane,

No. 132, S.,

An act to amend section 1751, revised statutes of 1878, relating to corporations,

No. 153, S.,

An act to amend section 8, of chapter 1, of the laws of 1887, entitled, "An act to revise, consolidate and amend chapter 213, of the private and local laws of 1869, entitled, 'An act to incorporate the Wisconsin Odd Fellows Mutual Life Insurance Company, approved February 17, 1869,' and the several acts amendatory thereto,"

No. 155, S.,

An act to repeal all laws providing for the preservation and recount of ballots,

No. 194, S.,

An act to appropriate to Hon. E. Scofield, a sum of money therein named,

No. 230, S.,

An act in relation to the municipal court of Dane county,

No. 293, S.,

An act to submit to the people an amendment to sub division 9 of section 31 of article 4 of the constitution of the state of Wisconsin,

No. 313, S.,

An act to amend section 14 of chapter 168 of the laws of Wisconsin, for the year 1887, entitled, "an act to create the third municipal court for Barron county,"

No. 326, S.,

An act to amend sections 1332, 1333, 1334 and 1335 of the revised statutes relating to encroachments,

No. 330, S.,

An act to authorize the Kickapoo Valley & Northern Railway to build and maintain a bridge across the Wisconsin river at or near the village of Wauzeka, in the county of Crawford, and also to build and maintain one or more bridges across the Kickapoo river in the counties of Crawford and Richland,

No. 341, S.,

An act to fix the time for holding court in the sixth judicial circuit,

No. 350, S.,

An act granting to the United States jurisdiction over certain lands in Ashland county,

No. 353, S.,

An act to authorize the commissioners of public lands, with the approval of the governor, to settle claims of the state against past state treasurers,

No. 355, S.,

An act to amend section 1, chapter 223, of the general laws of 1891, entitled, "An act to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river,"

No. 356, S.,

An act to amend chapter 197, of the laws of 1885, entitled, "an act to reduce the laws incorporating the city of Hudson, in the county of St. Croix, and the state of Wisconsin, and the several acts amendatory thereof, in one act,"

No. 9, S.,

An act to create and maintain a dam on Little Wolf river, in Waupaca county,

No. 73, S.,

An act for the protection of fish in the waters of the Wolf river, the Fox river, from the mouth of the Wolf to the dam at Depere, and Lakes Winnebago, Poygan, Winneconne, and Butte des Morts,

No. 182, S.,

An act to regulate the manufacture and sale of vinegar and to prevent the adulteration thereof,

No. 200, S.,

An act relating to the manner of conducting elections, to secure the purity and secrecy of the ballot,

No. 338, S.,

An act to appropriate money to the Wisconsin Veterans' Home, at Waupaca, and for the regulation of the expenditure of moneys provided by the state for the support thereof,

No. 351, S.,

An act relating to the diet of inmates of county jails,

No. 352, S.,

An act to amend the charter of the city of Dodgeville.

GEO. W. PECK.

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No. 333, S.,

Was referred to committee on Railroads.

No. 348, S.,

Was referred to committee on Incorporations.

On motion of Senator MacBride,

The bills referred to the committee on Incorporations and the committee on Railroads were withdrawn and laid over until to-morrow morning.



## REPORTS OF COMMITTEES.

The committee on Enrolled Bills have examined and find correctly enrolled:

No. 79, S.,

A bill to prevent and punish frauds in sales of wearing apparel at public or private sale and to regulate such sales,

No. 88, S.,

A bill to provide for a State Board of World's Fair Managers of Wisconsin, and to make an appropriation therefor,

No. 179, S.,

A bill to amend chapter 187 of the revised statutes, relating to the sale, transportation and packing of unwholesome, stale, emaciated, blown, putrid or measly flesh of deceased animals,

No. 321, S.,

A bill to amend the charter of the city of Barron,

No. 324, S.,

A bill to provide for the survey of swamp lands in Crawford county, and fixing the minimum price at which the same may be sold,

No. 251, S.,

A bill relating to the drainage of swamp, marsh and wet land and amendatory of sections 1, 3, 4, 5, 6, 8 and 9, of chapter 495 of the laws of 1887,

M. C. No. 1, S.,

A memorial to congress relating to elections of United States senators.

WM. F. VOSS,  
Chairman.

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On motion of Senator Bechtner,

No. 79, S.,

Was recommitted to the committee on Enrolled Bills with instructions to correct the title to correspond with the body of the bill.

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ADJOURNMENT.

On motion of Senator MacBride,

The senate adjourned until 11 o'clock to-morrow morning.

FRIDAY, APRIL 24, 1891.

The senate met.

The president in the chair.

The roll call was dispensed with.

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The Journal of Thursday was approved.

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### REPORTS OF COMMITTEES.

The committee on Enrolled Bills have examined and find correctly enrolled:

No. 59, S.,

A bill relating to the Bohemian Roman Catholic Central Union, of the State of Wisconsin, and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, of the laws of 1883, and chapter 458, of the laws of 1885, and chapter 42, of the laws of 1887, and chapter 534, of the laws of 1887, all embraced in section 1953b, of Sanborn & Berryman's Annotated Statutes of Wisconsin

No. 79, S.,

A bill to prevent and punish frauds in sales of goods, wares and merchandise at public or private sale and to regulate such sales,

No 249, S.,

A bill to amend the chapter 174 of the laws of 1883, entitled, an "act to incorporate the city of Depere," as amended by chapter 92, laws of 1885, and chapter 53, laws of 1887,

No. 257, S.,

A bill to prescribe the number and duties of the legislative employes, fixing their compensation and providing for the

printing of all bills, memorials, joint resolutions and the journals of each house,

No. 269, S.,

A bill to amend section 494, of the revised statutes as amended by chapter 445, laws of 1879, and chapter 146, laws of 1881, relating to free high schools,

No. 345, S.,

A bill authorizing the village of Cassville to establish an academy and to assess, levy and collect taxes for the erection or leasing and maintenance thereof, and to issue bonds for the purpose of borrowing money to build and maintain the same, and for other purposes,

No. 347, S.,

A bill to amend section 25 of the revised statutes of 1878, entitled "of the manner of conducting elections,"

No. 354, S.

A bill to provide copies of the railroad map for 1891, to members of the legislature who have not received the same,

No. 358, S.,

A bill providing for placing of fishways in dams in Dunn county, the charter of which requires the construction of such fishways,

M. C., No. 3, S.,

For an appropriation to aid in repairing the Sturgeon Bay and Lake Michigan ship canal and harbor, and to relieve the same from tolls.

This completes the business in the hands of this committee.

WM. F. VOSS,  
Chairman.

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## EXECUTIVE COMMUNICATION.

EXECUTIVE DEPARTMENT,  
*Madison, Wisconsin,*  
APRIL 24th, 1891.

*To the Honorable the Senate:*

The following entitled bills, originating in the senate, have been approved, signed and deposited in the office of the secretary of state:

No. 88, S.,

An act to provide for a State Board of World's Fair Managers of Wisconsin, and to make an appropriation therefor, No. 179, S.,

An act to amend chapter 187 of the revised statutes, relating to the sale, transportation and packing of unwholesome, stale, emaciated, blown, putrid or measly flesh of diseased animals,

No. 251, S.,

An act relating to the drainage of swamp, marsh and wet land, and amendatory of sections 1, 3, 4, 5, 6, 8 and 9, of chapter 495, of the laws of 1887,

No. 324, S.,

An act to provide for the survey of swamp lands in Crawford county, and fixing the minimum price at which the same may be sold.

I herewith return without approval,

No. 321, S.,

Entitled, "an act to amend the charter of the city of Barron,"

For the reason that the same is unconstitutional.

GEO. W. PECK.

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On motion of Senator MacBride,

No. 321, S.,

With the governor's veto message, and the two bills laid over yesterday, were laid over until to-morrow's session.

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#### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof:

Mr. PRESIDENT:

I am directed to inform you that the assembly has adopted and asks the concurrence of the senate in

Jt. Res. No. 67, A.,

Requesting the governor to return No. 214, A., for correction of title.

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#### ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 67, A.,

Was concurred in.

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#### ADJOURNMENT.

On motion of Senator Kidd,

The senate adjourned until to-morrow afternoon at 3 o'clock P. M.

SATURDAY, APRIL 25, 1891.

The senate met.

The president in the chair.

The roll call was dispensed with.

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The Journal of yesterday was approved.

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### EXECUTIVE COMMUNICATION.

EXECUTIVE DEPARTMENT,  
*Madison, Wisconsin,*  
APRIL 25, 1891.

*To the Honorable, the Senate:*

The following entitled bills, originating in the senate, have been approved, signed and deposited in the office of the secretary of state:

No. 59, S.,

An act relating to the Bohemian Roman Catholic Central Union, of the state of Wisconsin, and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, of the laws of 1883, and chapter 458, of the laws of 1885, and chapter 42, of the laws of 1887, and chapter 534, of the laws of 1887, all embraced in section 1953 b, of Sanborn & Berryman's Annotated Statutes of Wisconsin,

No. 79, S.,

An act to prevent and punish frauds in sales of goods, wares and merchandise at public or private sale, and to regulate such sales,

No. 135, S.,

An act to apportion the state into congressional districts,



No. 136, S.,

An act to apportion the state into senate and assembly districts,

No. 249, S.,

An act to amend chapter 174, of the laws of 1883, entitled, "An act to incorporate the city of Depere, as amended by chapter 92, laws of 1885, and chapter 53, laws of 1887,

No. 257, S.,

An act to prescribe the number and duties of the legislative employes, fixing their compensation and providing for the printing of all bills, memorials, joint resolutions and the journals of each house,

No. 269, S.,

An act to amend section 494, as amended by chapter 245, laws of 1879, and chapter 146, laws of 1881, relating to free high schools,

No. 345, S.,

An act to authorize the village of Cassville to establish an academy and to assess, levy and collect taxes for the erection or leasing and maintenance thereof, and to issue bonds for the purpose of borrowing money to build and maintain the same and for other purposes,

No. 347, S.,

An act to amend section 25, of the revised statutes of 1878, entitled, "Of the manner of conducting elections,"

No. 354, S.,

An act to provide copies of the railroad map for 1891, to members of the legislature who have not received the same,

No. 358, S.,

An act providing for the placing of fishways in dams in Dunn county, the charters of which require the construction of such fishways.

GEO. W. PECK,

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#### MESSAGE FROM THE ASSEMBLY.

By G. W. PORTH, chief clerk thereof.

MR. PRESIDENT:

I am directed to inform you that the assembly has adopted and asks the concurrence of the senate in

Jt. Res. No. 68, A.,

Appointing committee of three, to wait on the governor.

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#### ASSEMBLY MESSAGE CONSIDERED.

Jt. Res. No. 68, A.,

Was concurred in.

The president appointed as such committee, on the part of the senate, Senator Greene.

## REPORT OF COMMITTEE.

The Special committee to await upon the governor has performed its duty and begs leave to report that his excellency has no further communication to make to the legislature.

W. S. GREENE,  
On the part of the senate.

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On motion of Senator Greene,  
The senate took a recess until five minutes to four.

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3:55 P. M.

The senate was called to order by the chair.

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On motion of Senator MacBride,

Consideration of the several bills vetoed by the governor.

The question being, Shall these bills pass notwithstanding the objections of the governor?

The motion was lost from the lack of a quorum.

The ayes and noes being required, it was decided in the negative: ayes, none; noes, 7; absent or not voting, 26.

The vote was as follows:

Ayes—None.

Noes—Senators Burdge, Greene, Kingston, Koenitzer, MacBride, Main and Voss—7.

Absent or not voting—Senators Apple, Avery, Bechtner, Clawson, Conner, Falconer, Fetzer, Horn, Joiner, Kempf,

Kennedy, Kidd, Kroeger, Lees, Mead, Miller, Nash, Persons, Phipps, Pratt, Price, Reynolds, Stanchfield, Taylor, Woodnorth and Yahr—26.

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#### ADJOURNMENT.

The president then said: "To those senators who have remained at their posts, true to their trusts, I once more bid an affectionate farewell.

"The hour fixed for final adjournment having arrived, I therefore declare the fortieth session of the legislature of the state of Wisconsin adjourned *sine die*."



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# INDEX.

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HISTORY OF BILLS, RESOLUTIONS AND MEMORIALS.

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50—S. J.





# HISTORY

## OF

# SENATE BILLS.

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- No. 1, S. A bill for the punishment of habitual criminals. Senator Main, 28. State Affairs, 28. Reported favorably, with amendments, 154. Recommended to Charitable and Penal Institutions, 179. Reported favorably with amendments, 332. Recommended to Judiciary. Reported adversely, 343. Recommended to Judiciary and amendments ordered printed, 362. Reported favorably with amendments, 444. Laid over, 462. Laid over until Tuesday morning, 472. Laid over, 484. Amendments adopted, ordered engrossed, 495. Rules suspended, read third time, passed, 495. Assembly refuses to concur, 586.
- 2, S. A bill to provide for the licensing of persons, companies, associations and corporations engaged in the express business. Senator Conner, 28. Incorporations, 28. Reported with recommendation that it be recommended to committee of One, 541. So ordered, 541.
- 3, S. A bill to repeal chapter 519, of the general laws of 1889. Senator Kroeger, 28. Judiciary, 28. Recalled, recommended to Education, 33.
- 4, S. [A] bill making members of the county board ineligible to serve as trustees of county asylums for the chronic insane. Senator Conner, 28. Town and County Organization, 28. Reported favorably, 245. Recommended to Charitable and Penal Institutions, 253. Reported without recommendation, 395. Laid over until March 26th, 424. Ordered engrossed, 461. Correctly engrossed, 474. Read third time, passed, 482. Non-concurred in, 697.
- No. 5, S. A bill to provide money for the purchase of stationery for the use of the state. Senator Apple, 28. Legislative Expenditures, 28. Reported favorably, 38. Recommended to Claims, 38. Reported favorably, 101. Ordered engrossed, 111. Correctly engrossed, 118. Read third time and passed, 126. Assembly concurs, 224. Correctly enrolled, 230. Approved, 247. Published as chapter 13.
- 6, S. A bill to amend chapter 54, of the laws of 1885, entitled, "An act to incorporate the city of Viroqua." Senator Conner, 28. Incorporations, 28. Reported favorably, 35. Rules suspended, read a third time and passed, 35. Concurred in, 40. Correctly enrolled, 72. Approved, 91. Published as chapter 1.
- 7, S. A bill relating to the manner of conducting elections and to provide for printing and distributing ballots at public expense. Senator Falconer, 28. Privileges and Elections, 28.
- 8, S. A bill relating to the distribution of the state school tax, and amendatory of chapter 287, of the laws of 1885, being, "An act to provide for a more efficient common school fund." Senator Main, 31. Education, 31. Reported favorably, 371. Amendments offered and adopted, bill ordered engrossed, 389. Correctly engrossed, 395. Laid over, 408. Read a third time and passed, 421. Assembly concurs, 715. Correctly enrolled, 743. Approved, 765. Published as chapter 389.
- 9, S. A bill to create and maintain a dam on Little Wolf river in

Waupaca county. Senator Woodnorth, 31. Incorporations, 31. Reported favorably with amendments, 118. Recommended to Incorporations, 127. Reported favorably with amendments, 684. Rules suspended, amendments adopted, read third time and passed, 712. Concurred in, 752. Correctly enrolled, 757. Approved, 767. Published as chapter 395.

No. 10, S. A bill to repeal chapter 202, laws of 1887, entitled, "An act to provide for the appointment and duties of the register of probate of Winnebago county," and also to repeal chapter 214, laws of 1889, entitled, "An act to provide a salary for the register of probate of Winnebago county." Senator Pratt, 31. Judiciary, 31. Reported adversely, 100. Indefinitely postponed, 111.

11, S. A bill to provide for the election, duties, and salary of the register of probate for Winnebago county. Senator Pratt, 31. Judiciary, 31. Reported favorably with amendments, 100. Amendments adopted, ordered to a third reading, 111. Correctly engrossed, 118. Read third time and passed, 126. Assembly amends and concurs in as amended, 467. Assembly amendments concurred in, 469. Correctly enrolled, 482. Approved, 487. Published as chapter 125.

12, S. A bill to amend an act entitled, "An act to consolidate and amend an act to incorporate the city of Watertown," and the several acts amendatory thereof, approved March 28, 1865. Senator Voss, 31. Incorporations, 31. Reported adversely, 190. Indefinitely postponed, 209.

13, S. A bill to provide depositories for the public funds. Senator Kidd, 31. State Affairs, 31.

14, S. A bill to repeal subdivision 5 of section 2943, of the revised statutes, relating to security for costs. Senator Kroeger, 32. Judiciary, 32. Reported favorably with amendments, 139. Amendments adopted, ordered engrossed, 156. Correctly engrossed, 176. Read third time and passed, 191. Assembly concurs, 594. Correctly enrolled, 603. Approved, 693. Published as chapter 258.

15, S. A bill to provide for the purchase of certain digests of Wisconsin Reports. Senator Reynolds, 32. Claims, 32. Reported favorably with an amendment, 289. Amendment adopted, bill ordered engrossed, 302. Correctly engrossed, 306. Read third

time and passed, 319. Assembly concurs, 560. Correctly enrolled, 593. Approved, 693. Published as chapter 262.

No. 16, S. A bill to abolish the State Board of Supervision and the State Board of Charities and Reform, and to create the State Board of Control of Reformatory, Charitable and Penal Institutions, and making an appropriation therefor. Senator Mead, 34. Charitable and Penal Institutions, 34. Reported favorably with amendment, 140. Recommended to Claims, 156. Reported favorably, Senator Kidd and Assemblymen Lamberson and McGillivray dissenting, 290. Laid over to March 13th, 303. Was made a special order for March 18th, at 10:30 A. M., 321. Ordered engrossed, 374. Correctly engrossed, 384. Read third time and passed, 398. Assembly concurs, 523. Correctly enrolled, 558. Approved, 584. Published as chapter 221.

17, S. A bill concerning the education and employment of children. Senator Bechtner, 34. Education, 34.

18, S. A bill to repeal chapter 456, of the general laws of 1887, as amended by chapter 414, of the laws of 1889, relating to game and fish. Senator Lees, 34. Judiciary, 34. Reported favorably, 77. Laid over, 98. Recommended to State Affairs, 103.

19, S. A bill to prevent deception in the sale and use of imitations of dairy products. Senator Phipps, 34. Manufacture and Commerce, 34. Reported favorably with amendments, Senators Lees and Clawson dissenting, 118. Recommended to Judiciary, 127. Reported favorably with amendments, 140. Recommended to Judiciary, 156. Taken from Judiciary and recommended to Manufacture and Commerce, 188. Reported favorably with amendments, 200. Laid over and amendments ordered printed, 209. Laid over, 225. Amendments adopted, ordered engrossed, 231. Correctly engrossed, 237. Read a third time and passed, 252. Assembly concurs, 504. Correctly enrolled, 511. Approved, 520. Published as chapter 165.

20, S. A bill to legalize the laying out and locating a certain highway in the county of Jefferson. Senator Greene, 34. Judiciary, 34. Reported unfavorably, 109. Indefinitely postponed, 121.

- No. 21, S. A bill to amend section 1346, of the revised statutes, relating to tunnels. Senator Main, 34. Roads and Bridges, 34. Reported favorably, recommended to Judiciary, 46. Reported favorably with amendments, 117. Amendments adopted, ordered engrossed, 127. Correctly engrossed, 132. Recommended to Judiciary, 144. Reported favorably with amendment, 200. Amendments adopted, ordered engrossed, 209. Correctly engrossed, 214. Read third time, passed, 224. Assembly concurs, 341. Correctly enrolled, 348. Approved, 372. Published as chapter 49.
- 22, S. A bill appropriating money to the Wisconsin Veteran's Home at Waupaca. Senator Woodnorth, 37. Claims, 37. Reported favorably, 101. Ordered engrossed, 111. Correctly engrossed, 118. Read third time and passed, 125. Assembly concurs, 341. Correctly enrolled, 384. Not approved by the governor, 412. Message and bill laid over to March 26th, veto and bill made special order for Tuesday, March 31st, 448. Governor's veto sustained, 484.
- 23, S. A bill directing the state treasurer to credit certain moneys to the Chicago, St. Paul, Minneapolis & Omaha railway Co., for excess of taxes heretofore paid. Senator MacBride, 37. Claims, 38. Reported favorably, 101. Ordered engrossed, 111. Correctly engrossed, 124. Read third time and passed, 134. Assembly concurs, 560. Correctly enrolled, 593. Approved, 693. Published as chapter 261.
- 24, S. A bill to provide for discharging mortgages of record in certain cases. Senator Koenitzer, 41. Judiciary, 41. Reported favorably with amendment, 77. Recommended to Judiciary, 98. Reported favorably with amendments, 206. Laid over, 216. Amendments adopted, amendment offered, adopted, ordered engrossed, 225. Correctly engrossed, 229. Read third time, passed, 239. Assembly refuses concurrence, 586.
- 25, S. A bill to protect labels and trade marks of associations and trade unions. Senator Pratt, 42. Judiciary, 42. Reported favorably with amendments, Senators Lees and Clawson dissenting, 206. Amendments adopted, 216. Amendment offered, adopted, 217. Ordered engrossed, 217. Correctly engrossed, 221. Read third time, passed, 230. Assembly amends and concurs

in as amended, 610. Correctly enrolled, 621. Approved, 693. Published as chapter 280.

- No. 26, S. A bill to regulate the inspection and navigation of steam vessels, and for other purposes. Senator Reynolds, 42. Railroads, 42. Reported unfavorably, 636. Indefinitely postponed, 667.
- 27, S. A bill to repeal all acts amendatory of section 1319, of the revised statutes of 1878, relating to bridges, and to restore said section 1319 as originally enacted. Senator Lees, 42. Roads and Bridges, 42. Reported favorably, 190. Laid over, 202. Laid over, 209. Refused engrossment, 226.
- 28, S. A bill to repeal chapter 467, of the laws of 1885, and acts amendatory thereof, relating to the suppression and prevention of the spreading of contagious diseases among domestic animals, and for the appointment of a state veterinarian. Senator Lees, 42. Agriculture, 42.
- 29, S. A bill to regulate the rental allowed for the use of telephones, and fixing a penalty for its violation. Senator Voss, 44. Judiciary, 44. Reported adversely, 330. Indefinitely postponed, 362.
- 30, S. A bill to amend section 1222, A., of the annotated statutes, in relation to telephone licenses. Senator Voss, 45. Judiciary, 45. Reported favorably with amendments, 329. Amendments adopted, bill ordered engrossed, 361. Correctly engrossed, 371. Read third time and passed, 387. Assembly concurs, 504. Correctly enrolled, 511. Approved, 520. Published as chapter 166.
- 31, S. A bill fixing the terms of court in the fourth judicial circuit, and providing for the continuation and adjournment of such terms. Senator Mead, 45. Judiciary, 45. Reported favorably, 77. Rules suspended, read a third time and passed, 91. Concurred in, 120. Correctly enrolled, 133. Approved, 177. Published as chapter 5.
- 32, S. A bill to authorize P. Hynes, his associates and assigns, to improve Iron river for log driving purposes and to charge tolls and boomage thereon. Senator MacBride, 45. Incorporations, 45. Reported favorably with amendments, 383. Amendments adopted, 401. Ordered engrossed, 401. Correctly engrossed, 411. Read third time and passed, 435. Assembly amends and concurs

- in as amended, 536. Assembly amendments concurred in, 537. Correctly enrolled, 558. Approved, 584. Published as chapter 222.
- No. 33, S. A bill in relation to the employment of children. Senator Kempf, 45. State Affairs, 45. Reported adversely, 238. Amendment proposed, 240. Refused adoption, 241. Indefinitely postponed, 241.
- 34, S. A bill relating to the "Royal Society of Good Fellows," and amendatory of section 1, chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, laws of 1882, chapter 94, laws of 1883, chapter 458, laws of 1885, and chapters 42, 198, 509 and 534, laws of 1887. Senator Pratt, 45. Finance, Banks and Insurance, 45. Reported without recommendation, 688. Refused engrossment, 713.
- 35, S. A bill relating to the "Fraternal Alliance" and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, laws of 1882, chapter 94, laws of 1883, chapter 458, laws of 1885, and chapters 42, 198, 509 and 534, laws of 1887. Senator Pratt, 45. Finance, Banks and Insurance, 45. Reported without recommendation, 688. Refused engrossment, 713.
- 36, S. A bill to appropriate a certain sum of money herein named and to provide for a commission for the World's Fair in 1893. Senator Woodnorth, 45. State Affairs, 45. Reported adversely, 500. Indefinitely postponed, 517.
- 37, S. A bill to prevent accidents to operators in manufacturing establishments. Senator Kempf, 53. Manufactures and Commerce, 53. Reported favorably, 200. Ordered engrossed, 209. Correctly engrossed, 221. Recommended to Manufacture and Commerce, 221. Reported favorably with amendments, 288. Laid over, 302. Laid over until March 17th and the amendments ordered printed, 309. Amendments adopted, ordered engrossed, 390. Correctly engrossed, 396. Read third time and passed, 408. Assembly concurs, 523. Correctly enrolled, 543. Approved, 584. Published as chapter 226.
- 38, S. A bill to prohibit the locking of doors in factories during working hours. Senator Kempf, 53. Manufactures and Commerce, 53. Reported favorably, 200. Ordered engrossed, 209. Reconsidered and recommitted to Manufacture and Commerce, 211. Reported favorably with amendments, 288. Laid over, 303. Laid over until March 17th and the amendments ordered printed, 309. Amendments adopted, ordered engrossed, 390. Correctly engrossed, 396. Read third time and passed, 409. Assembly refuses to concur, 586.
- No. 39, S. A bill to authorize the common councils of each and all of the incorporated cities within the state to fix the number of assessors therein. Senator Kroeger, 53. Incorporations, 53. Recommended, recommitted to Assessment and Collection of Taxes, 118. So ordered, 118. Reported adversely, 140. Indefinitely postponed, 156.
- 40, S. A bill to repeal section 2, of chapter 479, of the laws of 1887, entitled, "An act to prohibit aliens from acquiring or holding more than three hundred and twenty acres of land in this state." Senator Miller, 53. State Affairs, 53. Reported adversely, 220. Indefinitely postponed, 231.
- 41, S. A bill to vacate a part of Elm street in the city of West Bend. Senator Horn, 53. Incorporations, 53. Reported favorably, 118. Recommended to Judiciary, 127. Reported favorably, 288. Ordered engrossed, 303. Correctly engrossed, 306. Read third time and passed, 319. Assembly concurs, 493. Correctly enrolled, 502. Approved, 520. Published as chapter 167.
- 42, S. A bill for an act relating to the official state paper, and amendatory of section 344, of the revised statutes. Senator Clawson, 53. Judiciary, 53. Reported unfavorably, 228. Indefinitely postponed, 241.
- 43, S. A bill to define the rights of towns and villages. Senator Pratt, 53. Towns and County Organizations, 53. Reported adversely, 331. Indefinitely postponed, 362.
- 44, S. A bill to appropriate to Thomas Anderson a certain sum of money. Senator Main, 75. Claims, 75. Reported adversely, 501. Indefinitely postponed, 517.
- 45, S. A bill to repeal section 5, of chapter 512, of the laws of 1870, an act to amend chapter 232 of the private and local laws of 1866, entitled, "An act to incorporate the Oshkosh and Mississippi River Railroad Co." Senator Pratt, 76. Incorporations, 76. Reported favorably, 295. Ordered engrossed, 309. The vote by which it was ordered



- engrossed was reconsidered, amendment offered, adopted, bill ordered engrossed, 318. Correctly engrossed, 344. Read third time and passed, 350. Assembly concurs, 560. Correctly enrolled, 593. Approved, 693. Published as chapter 260.
- No. 46, S. A bill to amend section 1165 of the annotated statutes, relating to land sold for taxes. Senator Lees, 76. Assessment and Collection of Taxes, 76. Reported adversely, 370. Recommended to Judiciary, 390. Reported adversely, 488. Indefinitely postponed, 508.
- 47, S. A bill to provide for an increase of the income of the university of Wisconsin, to be used in the construction, equipment and maintenance of necessary buildings therefor, and to provide for the permanent necessities arising from the growth of the university. Senator Kingston, 76. Education, 76. Reported favorably, 176. Recommended to Claims, 191. Reported favorably with amendment, 206. Laid over, 216. Amendments adopted, ordered engrossed, 226. Correctly engrossed, 229. Read third time, passed, 239. Assembly concurs, 300. Correctly enrolled, 307. Approved 347. Published as chapter 29.
- 48, S. A bill to provide for a free public employment office in all cities containing more than fifteen thousand inhabitants. Senator Pratt, 76. Incorporations, 76. Reported adversely, 367. Indefinitely postponed, 290.
- 49, S. A bill providing that polls of election in towns, for town officers and judges shall close at the same time, and amendatory of section 796, revised statutes, as amended by chapter 232, laws of 1881. Senator Falconer, 76. Privileges and Elections, 76. Reported favorably with an amendment, 582. Amendment adopted, bill read third time and ordered engrossed, 598. Correctly engrossed, 608. Read third time and passed, 630. Assembly concurs, 715. Correctly enrolled, 743. Approved, 765. Published as chapter 467.
- 50, S. A bill relating to the disposition of homesteads and amendatory of section 2280, chapter 103, revised statutes. Senator Reynolds, 94. Judiciary, 94. Reported favorably, 117. Ordered engrossed, 127. Correctly engrossed, 132. Read third time and passed, 144. Assembly concurs, 406. Correctly enrolled, 445. Approved, 475. Published as chapter 118.
- No. 51, S. A bill relating to property exempt from execution, and amendatory of sub-division 15, section 2982, chapter 130, revised statutes. Senator Reynolds, 94. Judiciary, 94. Reported favorably, Senators Lees and Clawson dissenting, 132. Recommended to Judiciary, 144. Reported favorably, Senators Mead, Lees and Clawson dissenting, 258. Indefinitely postponed, 281.
- 52, S. A bill to legalize the revised ordinances of the city of Black River Falls. Senator Price, 94. Incorporations, 94. Reported favorably, 313. Ordered engrossed, 337. Correctly engrossed, 344. Read third time and passed, 350. Concurred in, 420. Correctly enrolled, 466. Approved, 475. Published as chapter, 100.
- 53, S. A bill to repeal section 1, of chapter 166, of the laws of 1887, entitled "An act to provide for fees of clerks of the circuit courts in certain cases." Senator Conner, 94. Judiciary, 94. Reported adversely, Senators Lees and Clawson dissenting, 200. Indefinitely postponed, 209.
- 54, S. A bill to provide for the probate of heirship, to limit the lien of debts upon the real estate of deceased persons. Senator Koenitzer, 94. Judiciary, 94. Reported unfavorably, 557. Indefinitely postponed, 667.
- 55, S. A bill to appropriate to the Wisconsin Dairymen's association a sum of money therein named. Senator Apple, 95. Claims, 95. Reported favorably, 331. Ordered engrossed, 361. Correctly engrossed, 384. Read third time and passed, 399. Assembly concurs, 504. Correctly enrolled, 511. Approved, 693. Published as chapter 197.
- 56, S. A bill to repeal chapter 312, private and local laws of 1870, said chapter being entitled, "An act to lay out and establish a state road from the town of Seymour, in Outagamie county, to Ft. Howard, in Brown county." Senator Persons, 95. Roads and Bridges, 95. Reported adversely, 312. Indefinitely postponed, 388.
- 57, S. A bill to amend section 3030, of chapter 131, of the revised statutes of the state of Wisconsin, for the year 1878, relating to remedies supplementary to execution. Senator MacBride, 95. Judiciary, 95. Reported favorably with amendments, 206. Amendments adopted, ordered engrossed, 217. Correctly engrossed, 221. Read third time and passed, 230. As-

- sembly concurs, 697. Correctly enrolled, 721. Approved, 765. Published as chapter 408.
- No. 58, S. A bill to provide for the times of holding the general terms of the circuit court for the sixth judicial circuit. Senator MacBride, 95. Judiciary, 95. Reported favorably, 116. Laid over until Friday, February 13th, 127. Ordered engrossed, 156. Correctly engrossed, 176. Read third time and passed, 191. Assembly amends, and concurs in as amended, 208. Senate concurs in assembly amendment, 208. Correctly enrolled, 229. Approved, 247. Published as chapter 12.
- 59, S. A bill relating to the Bohemian Roman Catholic Central Union, of the state of Wisconsin, and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, of the laws of 1883, and chapter 458, of the laws of 1885, and chapter 42, of the laws of 1887, and chapter 534, of the laws of 1887, all embraced in section 1953b, of Sanborn & Berryman's Annotated Statutes of Wisconsin. Senator Kroeger, 99. State Affairs, 99. Reported favorably, 226. Ordered engrossed, 254. Correctly engrossed, 259. Recommended to Finance, Banks and Insurance, 281. Reported without recommendation, 688. Read third time and passed, 706. Concurred in, 752. Correctly enrolled, 769. Approved, 772. Published as chapter 441.
- 60, S. A bill to repeal chapter 478, of the laws of Wisconsin, approved April 4, 1887, entitled, an act relating to practice in circuit courts of the state of Wisconsin. Senator Kroeger, 99. Judiciary, 99. Reported adversely, 117. Indefinitely postponed, 128.
- 61, S. A bill to define the liabilities of persons, companies and corporations, in relation to damages sustained by their employes. Senator Kempf, 100. Judiciary, 100. Reported adversely, 206. Recommended to Railroads, 217. Reported unfavorably, 636. Indefinitely postponed, 667.
- 62, S. A bill to amend chapter 99, of the laws of 1885, entitled, "An act to incorporate the city of West Bend." Senator Horn, 100. Incorporations, 100. Reported favorably, 207. Rules suspended, read third time, passed, 217. Assembly corrects, and concurs in as corrected, 341. Assembly amendments concurred in, 342. Correctly enrolled, 372.
- Approved, 385. Published as chapter 52.
- No. 63, S. A bill to amend chapter 443, of the laws of 1889, amendatory of the laws of 1887, entitled, "An act to secure better preservation of game." Senator Pratt, 100. State Affairs, 100. Taken from State Affairs, and re-committed to Incorporations.
- 64, S. A bill to provide for an appeal from the award of damages for the laying out, widening, altering or discontinuing of highways. Senator Woodnorth, 100. Judiciary, 100. Reported adversely, 206. Indefinitely postponed, 215.
- 65, S. A bill authorizing the justice of the peace elected in the third ward of the city of Two Rivers, to keep his office in the second ward of said city. Senator Nash, 100. Judiciary, 100. Reported favorably, 117. Ordered engrossed, 127. Correctly engrossed, 132. Read third time and passed, 144. Assembly concurs, 238. Correctly enrolled, 246. Approved, 264. Published as chapter 15.
- 66, S. A bill to amend the charter of the city of Plymouth, and the acts amendatory thereof. Senator Mead, 106. Incorporations, 106. Reported favorably, 190. Rules suspended, read third time and passed, 191. Concurred in, 202. Correctly enrolled, 229. Approved, 247. Published as chapter 11.
- 67, S. A bill to amend section 3964, of the revised statutes of 1878, and to amend section 3965, of the revised statutes of 1878, as amended by chapter 201, of the laws of 1887, relating to guardians and wards. Senator Main, 106. Judiciary, 106. Reported adversely, 200. Recommended to Judiciary, 210. Reported adversely, Senator Lees dissenting, 228. The motion to recommend to Military Affairs laid on the table, 241.
- 68, S. A bill to authorize the common council of the city of Milwaukee to appropriate to the assessors of the fourteenth and sixteenth wards of the city of Milwaukee, certain sums of money. Senator Kroeger, 106. Milwaukee Delegation, 106. Reported favorably, 190. Ordered engrossed, 202. Correctly engrossed, 214. Read third time, passed, 224. Assembly concurs, 300. Correctly enrolled, 307. Approved, 347. Published as chapter 26.
- 69, S. A bill to provide that mortgages of real property shall be null and void in certain cases. Senator Koenitzer, 106.

- Judiciary, 106. Reported unfavorably, 557. Indefinitely postponed, 667.
- No. 70, S. A bill to amend section 329, of the revised statutes, relating to the publication of the laws. Senator Joiner, 107. Printing, 107.
- 71, S. A bill to repeal chapter 348, of the laws of the state of Wisconsin, for the year 1885, entitled, "An act relating to the compensation of newspapers for the publishing state laws. Senator Voss, 107. Printing, 107. Reported adversely, Senator Koenitzer dissenting, 315. Indefinitely postponed, 338.
- 72, S. A bill to provide for the assessment of mortgages and for the collection of taxes thereon. Senator Conner, 107. Assessment and Collection of Taxes, 107. Reported adversely, 370. Indefinitely postponed, 391.
- 73, S. A bill for the protection of fish in the waters of the Wolf river, the Fox river, from the mouth of the Wolf to the dam at Depere, and lakes Winnebago, Poygan, Winneconne, and Butte de Morts. Senator Pratt, 107. State Affairs, 107. Reported favorably, 655. Ordered engrossed, 674. Correctly engrossed, 687. Read third time and passed, 707. Concurred in, 741. Correctly enrolled, 757. Approved, 767. Published as chapter 398.
- 74, S. A bill to amend section 700, chapter 37, of the revised statutes of 1878, relating to county officers. Senator Kingston, 107. Judiciary, 107. Reported favorably, 132. Ordered engrossed, 144. Correctly engrossed, 153. Read a third time and passed, 179. Assembly concurs, 477. Correctly enrolled, 491. Approved, 521. Published as chapter 157.
- 75, S. A bill to amend sub-division 5, of section 1828, of the revised statutes, regarding additional corporate powers. Senator Kingston, 107. Railroads, 107. Reported adversely, 330. Indefinitely postponed, 362.
- 76, S. A bill to amend chapter 255, of the general laws of 1889, entitled, "An act relating to highways and to define more specifically the rights of abutting owners. Senator Kingston, 107. Railroads, 107. Reported adversely, 330. Indefinitely postponed, 362.
- 77, S. A bill to authorize the location and construction of railroads in tunnels or underways, and to authorize condemnation of right-of-way therefor. Senator Kingston, 108. Railroads, 108. Reported favorably with amendments, 330. Amendments ordered printed, 333. Amendments adopted, bill ordered engrossed, 361. Correctly engrossed, 384. Read third time and passed, 398. Correctly enrolled, 593. Assembly concurs, 594. Assembly requests the return, 595. Returned to assembly, 595. Concurred in, 610. Correctly enrolled, 621. Approved, 693. Published as chapter 282.
- No. 78, S. A bill to amend chapter 21, of the laws of 1882, entitled, "An act to incorporate the city of Baraboo," and the acts amendatory thereof. Senator Avery, 108. Incorporations, 108. Reported favorably with amendment, 221. Rules suspended, amendments adopted, bill read third time and passed, 225. Assembly amends and concurs in as amended, 334. Assembly amendments concurred in, 335. Correctly enrolled, 354. The vote by which the assembly amendments were concurred in was reconsidered and the bill returned to the assembly for further consideration. Assembly amends and concurs in as amended, 385. Assembly amendments concurred in, 387. Correctly enrolled, 395. Approved, 404. Published as chapter 60.
- 79, S. A bill to prevent and punish frauds in sales of wearing apparel at public or private sale by itinerant vendors and to regulate such sales. Senator Bechtner, 108. Judiciary, 108. Laid over, 421. Reported favorably with amendment, 555. Amendments adopted, bill ordered engrossed, 579. Correctly engrossed, 583. Amendment offered, adopted, 596. Bill read third time and passed, 596. Assembly amends and concurs in as amended, 741. Assembly amendments concurred in, 742. Correctly enrolled, 768. Recommended to committee on Enrolled Bill to have title corrected, 768. Correctly enrolled, 769. Approved, 772. Published as chapter 443.
- 80, S. A bill to appropriate the sums of money herein named to the charitable, reformatory and penal institutions. Senator Bechtner, 108. Charitable and Penal Institutions, 108. Reported favorably, 177. Recommended to Claims, 191. Reported favorably, 207. Ordered engrossed, 226. Correctly engrossed, 237. Read third time and passed, 253. Assembly amends and concurs in as amended, 560. Senate concurs in assembly amendments, 562. Correctly



- enrolled, 609. Approved, 693. Published as chapter 257.
- No. 81, S. A bill to amend section 16, of chapter 377, of the laws of 1885, as amended by section 2, of chapter 144, of the laws of 1889, relating to the state public school. Senator Bechtner, 108. Charitable and Penal Institutions, 108. Reported favorably, 257. Ordered engrossed, 282. Correctly engrossed, 290. Read third time and passed, 301. Assembly concurs, 560. Correctly enrolled, 593. Approved, 693. Published as chapter 259.
- 82, S. A bill to authorize the state board of supervision to purchase a track of land adjoining the school for the blind, and appropriating money therefor. Senator Bechtner, 108. Charitable and Penal Institutions, 108. Reported adversely, 235. Recommended to Charitable and Penal Institutions, 253. Reported favorably with amendment, 277. Amendments adopted, bill recommitted to Claims, 293. Reported adversely, 501. Laid over, 516. Indefinitely postponed, 527.
- 83, S. A bill to appropriate a certain sum of money therein named to the Wisconsin School for the Deaf. Senator Bechtner, 108. Charitable and Penal Institutions, 108. Reported favorably, 235. Recommended to Claims, 253. Reported favorably, 277. Ordered engrossed, 294. Reconsidered, recommitted to Charitable and Penal Institutions, 297. Reported favorably with amendments, 332. Amendments adopted, ordered engrossed, 361. Correctly engrossed, 371. Read third time and passed, 388. Assembly refuses to concur, 586.
- 84, S. A bill relating to the swamp lands in the county of Jackson, and to make an appropriation therefor. Senator Price, 109. State Affairs, 109. Reported with recommendation that it be recommitted to joint committee on Claims, 290. So ordered, 290. Reported favorably, 383. Ordered engrossed, 401. Correctly engrossed, 412. Read third time and passed, 435. Assembly amends and concurs in as amended, 561. Assembly amendments concurred in, 562. Correctly enrolled, 593. Approved, 693. Published as chapter 281.
- 85, S. A bill to appropriate a certain sum of money therein named to the State Public Schools. Senator Price, 109. Charitable and Penal Institutions, 109. Reported favorably, 235. Recommended to Claims, 253. Reported favorably, 277. Ordered engrossed, 294. Correctly engrossed, 297. Read third time and passed, 308. Assembly refuses to concur, 586.
- No. 86, S. A bill to amend chapter 163, of the general laws of this state for the year 1885, entitled, "An act to amend chapter 4, of the laws of Wisconsin, for the year 1883, entitled, 'An act to incorporate the city of Black River Falls.'" Senator Price, 109. Incorporations, 109. Reported favorably with amendments, 220. Rules suspended, amendments adopted, bill read third time, passed, 225. Assembly concurs, 300. Correctly enrolled, 332. Approved, 347. Published as chapter 24.
- 87, S. A bill to provide for the purchase and distribution of Sanborn and Berryman's annotated statutes, and to appropriate money therefor. Senator Mead, 115. Claims, 115. Reported favorably with amendments, 234. Amendments adopted, bill laid over, 254. Amendments offered, adopted, 266. Ordered engrossed, 266. Correctly engrossed, 270. Read third time and passed, 280. Assembly amends and concurs in as amended, 549. Assembly amendments concurred in, 549. Correctly enrolled, 558. Approved, 584. Published as chapter 205.
- 88, S. A bill to provide for a State Board of World's Fair Managers of Wisconsin, and to make an appropriation therefor. Senator Woodnorth, 116. State Affairs, 116. Reported favorably with amendment, 499. Amendment adopted, bill recommitted to Claims, 516. Reported favorably, 626. Amendments offered, 667. Amendments adopted, rules suspended, bill read third time and passed, 675. Assembly amends and concurs in as amended, 722. Amendments from assembly non-concurred in, 723. Assembly adheres to its amendments, 736. Second committee on conference appointed, 736. Assembly adopts report of conference committee, 740. Reported with amendment, 744. Report agreed to, 744. Correctly enrolled, 768. Approved, 770. Published as chapter 433.
- 89, S. A bill to exempt property in possession of a devisee or legatee in certain cases from the claims of creditors. Senator Falconer, 116. Judiciary, 116. Reported adversely, 200. Indefinitely postponed, 209.

- No. 90, S. A bill to legalize the acts of D. J. Foster, a justice of the peace in and for St. Croix county. Senator Phipps, 116. Judiciary, 116. Reported favorably, 132. Ordered engrossed, 144. Correctly engrossed, 153. Read a third time and passed, 179. Assembly amends and concurs in as amended, 468. Assembly amendments concurred in, 469. Correctly enrolled, 482. Approved, 487. Published as chapter 126.
- 91, S. A bill to repeal chapter 339, of the laws of 1889, providing for the relief of indigent or needy union soldiers and others. Senator Lees, 116. Military Affairs, 116. Reported adversely, 237. Indefinitely postponed 255.
- 92, S. A bill to appropriate to John Fetzer a sum of money therein named. Senator Lees, 116. Claims, 116. Reported favorably with amendment, 532. Amendments adopted, bill ordered engrossed, 563. Vote to engross reconsidered, and bill recommitted to State Affairs, 580. Reported with recommendation that it be referred to Judiciary, 626. So ordered, 627. Reported favorably with amendments, 675. Amendments adopted, 615. Ordered engrossed, 676. Correctly engrossed, 687. Passed, 707. Assembly concurs, 735. Correctly enrolled, 743. Approved, 766. Published as chapter 347.
- 93, S. A bill to correct an error in the levy and collection of state tax, of the county of Jefferson, for the year 1889. Senator Greene, 116. Claims, 116. Reported favorably, 207. Ordered engrossed, 216. Correctly engrossed, 221. Passed, 231. Concurred in, 420. Correctly enrolled, 465. Approved, 475. Published as chapter 101.
- 94, S. A bill in relation to the swamp, wet and overflowed land in township five north, of range twenty east, in the county of Waukesha, lying between the low water mark line of Great Muskego lake in said township, as said line existed prior to January 1st, 1888, and the present low water mark line of said lake. Senator Apple, 116. State Affairs, 116.
- 95, S. A bill in relation to the swamp, wet and overflowed lands in township four north, of range twenty east, in the county of Racine, lying between the low water mark line of Wind lake, in said township, as said line existed prior to January 1st, 1888, and the present low water mark line of said lake. Senator Apple, 117. State Affairs, 117.
- No. 96, S. A bill relating to furnishing supplies of food and provisions for charitable and other institutions in the county of Milwaukee. Senator Koenitzer, 123. Milwaukee Delegation, 123. Reported favorably with amendment, 444. Amendments adopted, bill ordered engrossed, 461. Correctly engrossed, 474. Read third time and passed, 483. Assembly amends and concurs in as amended, 512. Assembly amendments concurred in, 513. Correctly enrolled, 543. Approved, 584. Published as chapter 237.
- 97, S. A bill to provide more adequate facilities of physical and professional training at the Platteville and Whitewater normal schools. Senator Reynolds, 124. Education, 124. Reported favorably with amendment, 464. Recommitted to Claims, 480. Reported favorably with amendment, 501. Amendments adopted, bill ordered engrossed, 516. Correctly engrossed, 535. Read third time and passed, 550. Concurred in, 559. Correctly enrolled, 706. Approved, 766. Published as chapter 409.
- 98, S. A bill relating to the relief and support of the poor, and amendatory of chapter 63, of the revised statutes of 1878. Senator Main, 124. State Affairs, 124. Reported favorably with amendment, 228. Ordered engrossed, 242. Correctly engrossed, 245. Read third time and passed, 252. Assembly returns bill for further consideration, 317. Assembly amends and concurs in as amended, 561. Assembly amendments concurred in, 562. Correctly enrolled, 593. Approved, 693. Published as chapter 241.
- 99, S. A bill to authorize George Clayton and Charles E. Parker to construct and maintain a dam across the Eau Claire river, in Marathon county. Senator Voss, 124. State Affairs, 124. Reported favorably, with amendments, 228. Recommitted to Incorporations, 242. Reported favorably with amendments, 313. Amendments adopted, bill ordered engrossed, 339. Correctly engrossed, 354. Read third time, passed, 373. Assembly concurs, 560. Correctly enrolled, 593. Approved, 693. Published as chapter 242.
- 100, S. A bill to prevent incompetent persons from commencing the practice of medicine in the state of Wisconsin. Senator Clawson, 124. Judiciary, 124.
- 101, S. A bill to amend section 18, of chapter 377, of the laws of 1885, relating to the commit-



- ment of dependent children. Senator Bechtner, 124. Charitable and Penal Institutions, 124. Reported favorably, 235. Recommitted to Judiciary, 254. Reported favorably, 258. Ordered engrossed, 282. Correctly engrossed, —. Read a third time and passed, 301. Assembly concurs, 560. Correctly enrolled, 593. Approved, 694. Published as chapter 243.
- No. 102, S. A bill fixing the amount the state may pay for contesting a seat in the legislature. Senator Persons, 124. Legislative expenditures, 124. Reported unfavorably, 638. Amendment offered and adopted, 576. Senate refused to indefinitely postpone the bill, which was ordered engrossed, 576. Correctly engrossed, 705. Read third time and passed, 729.
- 103, S. A bill to authorize the State Board of Supervision to purchase a tract of land adjoining the Northern Hospital for the Insane, and to appropriate money therefor. Senator Bechtner, 131. Charitable and Penal Institutions, 131. Reported favorably, 235. Recommitted to Claims, 254. Reported favorably, 277. Ordered engrossed, 294. Reconsidered, recommitted to Charitable and Penal Institutions, 297. Reported favorably with amendments, 332. Amendments adopted, bill ordered engrossed, 361. Correctly engrossed, 371. Read third time and passed, 388. Assembly refuses to concur, 586.
- 104, S. A bill to establish a ferry across Lake St. Croix, at Hudson. Senator Phipps, 131. Incorporations, 131. Reported favorably with amendments, 313. Amendments adopted, bill ordered engrossed, 339. Correctly engrossed, 354. Read third time and passed, 373. Assembly concurs, 493. Correctly enrolled, 502. Approved, 521. Published as chapter 168.
- 105, S. A bill providing the punishment of death for convicts imprisoned for life who commit murder during such imprisonment. Senator Falconer, 131. Judiciary, 131. Reported adversely, Senator Taylor dissenting, 206. Indefinitely postponed, 215.
- 106, s. A bill to authorize the city of Columbus to issue bonds to build and equip a school house in said city. Senator Falconer, 131. Incorporations, 131. Reported favorably, 190. Rules suspended, read third time and passed, 190. Assembly concurs, 247. Correctly enrolled, 278. Approved, 292. Published as chapter 21.
- No. 107, S. A bill to suppress foul brood among bees and making an appropriation therefor. Senator Joiner, 132. State Affairs, 132. Reported favorably with amendments, 344. Recommitted to Claims, 344. Reported favorably, 447. Recommitted to Judiciary, 472. Reported favorably, 540. Ordered engrossed, 565. Correctly engrossed, 583. Read a third time and passed, 596.
- 108, S. A bill fixing the time in which it shall be unlawful to hunt wild deer in Ashland, Bayfield and Douglas counties. Senator Kingston, 132. State Affairs, 132. Reported favorably, 500. Ordered engrossed, 516. Correctly engrossed, 535. Laid over, 551. Amendments offered, which were adopted, bill read third time and passed, 573. Assembly refuses to concur, 697.
- 109, S. A bill to amend chapter 13, of the revised statutes, entitled, "Taxation." Senator Kennedy, 132. Assessment and Collection of Taxes, 132. Reported, recommended recommitted to Judiciary, 370. So ordered, 370.
- 110, S. A bill to amend chapter 278, of the general laws of 1887, relating to punishment for larceny. Senator Pratt, 136. Judiciary, 136. Reported favorably with amendments, 288. Amendments adopted, bill ordered engrossed, 302. Clerk was instructed to change title of bill, 304. Correctly engrossed, 306. Read third time and passed, 319. Assembly refuses concurrence, 493.
- 111, S. A bill to amend the 4th subdivision of chapter 119, of the revised statutes of the state of Wisconsin, entitled, "Of the place of trial of civil actions," as amended by section 1, of chapter 3, of the laws of Wisconsin, passed in the year 1835, entitled, "An act to amend chapter 119, of the revised statutes of Wisconsin," entitled, "of the place of trial of civil actions." Senator Pratt, 137. Judiciary, 137. Reported adversely, 289. Indefinitely postponed, 303.
- 112, S. A bill to amend chapter 221, of the laws of 1883, relating to corporations. Senator Phipps, 137. Incorporations, 137. Reported favorably, 207. Ordered engrossed, 216. Correctly engrossed, 221. Read third time, passed, 230. Assembly concurs, 477. Correctly enrolled, 482. Approved, 487. Published as chapter 127.

- No. 113, S. A bill to amend section 2331, relating to solemnizing of marriages. Senator Nash, 137. Judiciary, 137. Reported adversely, Senator Mead dissenting, 206. Laid over, 216. Indefinitely postponed, 226.
- 114, S. A bill to amend section 175, of the revised statutes, relating to the papers of the notary public. Senator Nash, 137. Judiciary, 137. Reported adversely, 228. Indefinitely postponed, 241.
- 115, S. A bill to amend section 2333, of the revised statutes, relating to the examination of parties under oath about to be married. Senator Nash, 137. Judiciary, 137. Reported adversely, Senator Mead dissenting, 206. Laid over, 216. Indefinitely postponed, 226.
- 116, S. A bill to encourage the construction of the Bee Line & Superior railway. Senator Stanchfield, 137. Railroads, 137. Reported adversely, 510. Indefinitely postponed, 527.
- 117, S. A bill to provide for the extension and preservation of a certain system of drainage in Racine and Waukesha counties. Senator Apple, 137. State Affairs, 137. Reported favorably, 291. Ordered engrossed, 303. Correctly engrossed, 306. Read a third time and passed, 319. Assembly concurs, 523. Correctly enrolled, 543. Approved, 584. Published as chapter 224.
- 118, S. A bill relating to the management of county asylums for the chronic insane. Senator Apple, 137. Charitable and Penal Institutions, 137. Reported favorably, 488. Ordered engrossed, 507. Correctly engrossed, 511. Read third time and passed, 524. Concurred in, 659. Correctly enrolled, 706. Approved, 766. Published as chapter 365.
- 119, S. A bill to authorize James Linde man, his associates, heirs, and assigns, to construct and maintain a dam across "Oak Creek," in the county of Milwaukee. Senator Bechtner, 138. Incorporations, 138. Reported favorably, 366. Ordered engrossed, 390. Correctly engrossed, 396. Read third time and passed, 409. Assembly concurs, 493. Correctly enrolled, 502. Approved, 521. Published as chapter 170.
- 120, S. A bill to authorize the removal of bodies buried in a certain cemetery in the town of Rochester and county of Racine. Senator Apple, 138. Town and County Organizations, 138. Reported favorably, 315. Ordered engrossed, 339. Correctly engrossed, 354. Read third time and passed, 373. Concurred in, 420. Correctly enrolled, 465. Approved, 475. Published as chapter 102.
- No. 121, S. A bill to revise and amend an act, entitled, "An act to incorporate the city of Two Rivers." Senator Nash, 138. Incorporations, 138. Reported favorably, 245. Laid over, 254. Recommended to Senator Nash, 266. Reported favorably with amendments, 331. Rules suspended, amendments adopted, bill read third time and passed, 334. Assembly concurs, 340. Recalled from enrolling room and returned to assembly for further consideration, 372. Assembly amends and concurs in as amended, 397. Correctly enrolled, 404. Approved, 412. Published as chapter 62.
- 122, S. A bill to provide for the annual appropriation of a sum of money therein named to the Wisconsin State Cranberry Growers' association. Senator Yahr, 138. Claims, 138. Reported adversely, 277. Indefinitely postponed, 294.
- 123, S. A bill to provide for the appointment and to prescribe the duties of a state bank examiner. Senator Persons, 138. Finance, Banks and Insurance, 138. Reported with amendments with recommendation that the amendments be adopted and ordered printed and bill referred to the Judiciary committee, 447. So ordered, 447. Amendments adopted, bill recommended to Judiciary, 472. Reported favorably, 556. Made special order for Tuesday, 676. Motion to indefinitely postpone lost, 709. Amendment offered and rejected, 710. Ordered engrossed, 711. Correctly engrossed, 721. Passed, 730.
- 124, S. A bill entitled, "An act to amend section 1346, of the revised statutes" relating to whomay tunnel highways. Senator Falconer, 138. Roads and Bridges, 138.
- 125, S. A bill to fix the time of holding the circuit court in the county of Green Lake. Senator Falconer, 138. Judiciary, 138. Reported favorably, 2051. Ordered engrossed, 216. Correctly engrossed, 221. Read third time, passed, 230. Assembly concurs, 493. Correctly enrolled, 502. Approved, 521. Published as chapter 133.
- 126, S. A bill to amend chapter 167, of the laws of 1882, entitled, "An act to regulate the practice of pharmacy, the licensing of persons to carry on such practice, and the sale of poisons in the state of Wisconsin." Senator Fal-

coner, 139. State Affairs, 139. Reported adversely, 220. Indefinitely postponed, 231.

No. 127, S. A bill to amend the charter of the city of Waupaca. Senator Woodnorth, 139. Incorporations, 139. Reported favorably with amendment, 221. Amendment adopted, bill ordered engrossed, 231. Correctly engrossed, 237. Re-committed to Incorporations, 242. Reported with the recommendation that it do pass as engrossed, 245. Rules suspended, read third time, passed, 246. Assembly concurs, 264. Correctly enrolled, 278. Governor returns bill in compliance with Jt. Res. No. 32, S., 307. Incorporations, 307. Vote reconsidered and bill returned to assembly for further consideration, 310. Assembly returns bill, 317. Vote by which was passed, was reconsidered and bill re-committed to Incorporations, 318. Reported favorably with amendment, 600. Rules suspended and amendment adopted, bill read a third time and passed, 616. Assembly concurs, 628. Correctly enrolled, 657. Approved, 693. Published as chapter 323.

128, S. A bill to amend chapter 414, of the laws of 1887, entitled, "An act in relation to the insuring of school property by district boards." Senator Voss, 139. Finance, Banks and Banking, 139. Reported favorably, 383. Re-committed to Judiciary, 401. Reported favorably, 618. Ordered engrossed, 674. Correctly engrossed, 687. Read third time and passed, 707. Assembly refuses to concur, 753.

129, S. A bill to amend chapter 373, of the laws of 1889, entitled, "An act to amend chapter 22, of the laws of 1887, entitled, "An act to amend chapter 258, of the laws of 1883, entitled, "An act to provide for the annual publication of railroad map and appropriating money therefor." Senator Voss, 139. Printing, 139. Reported favorably with amendments, 258. Amendments adopted, bill re-referred to Claims, 282. Reported favorably with an amendment, 331. Re-committed to Claims, 362. Reported favorably with amendments, 383. Amendments adopted, 401. Ordered engrossed, 401. Correctly engrossed, 412. Read third time and passed, 436. Assembly concurs, 594. Correctly enrolled, 609. Approved, 694. Published as chapter 256.

130, S. A bill to repeal chapter 368, of the laws of 1889, and chapter

193, of the laws of 1887, and sections 4381 and 4382 of the revised statutes, relating to the crime of rape, and providing a substitute therefor. Senator Joiner, 139. Judiciary, 139. Reported adversely, 541. Indefinitely postponed, 566.

No. 131, S. A bill relating to trustees of county asylums for chronic insane. Senator Greene, 139. Charitable and Penal Institutions, 139. Reported favorably, 220. Ordered engrossed, 231. Correctly engrossed, 237. Read third time and passed, 252. Assembly concurs, 560. Correctly enrolled, 593. Approved, 694. Published as chapter 244.

132, S. A bill to amend section 1751, revised statutes of 1878, relating to corporations. Senator Main, 150. Incorporations, 150. Reported favorably, 366. Re-committed to Judiciary, 390. Reported favorably, 394. Ordered engrossed, 424. Correctly engrossed, 434. Read third time and passed, 454. Assembly concurs, 715. Correctly enrolled, 744. Approved, 766. Published as chapter 414.

133, S. A bill relating to the preservation and recount of ballots. Senator Falconer, 150. Privileges and Elections, 150.

134, S. A bill to amend section 1, of chapter 234, of the laws of 1889, entitled, "An act to appropriate to the various agricultural, mechanical and industrial fairs or expositions held within the state of Wisconsin, certain sums of money as hereinafter specified. Senator Nash, 151. Agriculture, 151. Reported adversely, 382. Re-committed to State Affairs, 401. Reported adversely, 448. Laid over until Friday, 472. Indefinitely postponed, 517.

135, S. A bill to apportion the state into congressional districts. Senator Greene, 151. Joint committee on Apportionment, and ordered not printed, 151. Reported favorably and recommended printed, 490. So ordered, 490. Laid over, 517. Senate refused to have bill laid over, 527. Amendment offered and rejected and bill ordered engrossed, 527. Correctly engrossed, 535. Read third time and passed, 551. Concurred in, 659. Correctly enrolled, 763. Approved, 772. Published as chapter 483.

136, S. A bill to apportion the state into senate and assembly districts. Senator Greene, 151. Joint committee on Apportionment, and ordered not printed, 151. Reported favorably, 558. Laid over, 580. Amendments offered and bill with



- pending amendments made special order for April 16, 616. Pending amendment adopted, 631. Amendment offered and adopted, 631. Amendment offered and rejected, 631. Motion to recommit bill to Reapportionment, lost, 632. Amendment offered and rejected, 632. Amendment offered and rejected, 633. Bill ordered engrossed, 633. Correctly engrossed, 638. Read third time, passed, 649. Concurred in, 660. Correctly enrolled, 763. Approved, 772. Published as chapter 482.
- No. 137, S. A bill to correct an error in the levy and collection of state tax for the year 1890, in the county of Portage. Senator Yahr, 151. State Affairs, 151. Reported, recommended re-committed to Claims, 207. So ordered, 207. Reported favorably, 234. Ordered engrossed, 254. Correctly engrossed, 259. Read third time and passed, 280. Assembly concurs, 493. Correctly enrolled, 502. Approved, 521. Published as chapter 169.
- 138, S. A bill to amend chapter 216 of the laws of 1889, being "An act to incorporate the city of Dodgeville." Senator Joiner, 151. Referred to Senator Joiner and ordered not printed, 151.
- 139, S. A bill to amend the charter of the city of Monroe. Senator Clawson, 151. Referred to Senator Clawson and ordered not printed, 151. Reported, recommended printed, 237. So ordered, 237.
- 140, S. A bill to incorporate the city of Colby. Senator MacBride, 151. Incorporations, 151. Reported favorably with amendments, 428. Rules suspended and amendments adopted, bill read third time and passed, 430. Assembly amends and concurs in as amended, 468. Assembly amendments concurred in, 469. Correctly enrolled, 475. Approved, 487. Published as chapter 128.
- 141, S. A bill to amend chapter 63, of the laws of 1885, relating to attorneys and admission to the bar, and amendatory of section 2586 of the revised statutes. Senator Kempf, 151. Judiciary, 151. Reported unfavorably, 228. Indefinitely postponed, 241.
- 142, S. A bill relating to the perfecting of title held in trust by the county judge under the provisions of the act of congress approved May 23, 1884, entitled, "An act for the relief of citizens of towns upon lands of the United States under certain circumstances." Senator Kingston, 152. Judiciary,
152. Reported adversely, 228. Indefinitely postponed, 241.
- No. 143, S. A bill relating to proceedings in garnishment and amendatory of section 3725 of chapter 158 of revised statutes of 1878. Senator Kingston, by request, 152. Judiciary, 152. Reported unfavorably, 228. Indefinitely postponed, 241.
- 144, S. A bill relating to appeals from judgments of justices of the peace in garnishment. Senator Kingston, by request, 152. Judiciary, 152. Reported adversely, 205. Indefinitely postponed, 216.
- 145, S. A bill to change the boundaries of the 11th and 15th judicial circuits, and to change the terms of court in such circuits. Senator Kingston, by request, 152. Judiciary, 152. Reported adversely, 205. Indefinitely postponed, 216.
- 146, S. A bill to constitute and organize the sixteenth judicial circuit; to fix the time for holding the terms of court for the several counties therein; and to change the boundaries of the eleventh and thirteenth judicial circuits. Senator Kingston, by request, 152. Judiciary, 152. Reported adversely, 205. Indefinitely postponed, 216.
- 147, S. A bill providing for an appropriation to the Columbian exposition. Senator Kingston, by request, 152. State Affairs, 152. Reported adversely, 500. Indefinitely postponed, 517.
- 148, S. A bill to amend section 347 of the revised statutes. Senator Burdge, 152. Judiciary, 152. Reported unfavorably, 258. Indefinitely postponed, 283.
- 149, S. A bill to amend chapter 91, revised statutes, entitled, "Of religious societies." Senator Burdge, 152. Judiciary, 152. Reported adversely, 365. Indefinitely postponed, 391.
- 150, S. A bill to amend section 2586 of the revised statutes and the several acts amendatory thereof, applying to admission to the bar. Senator Kingston, 153. Judiciary, 153. Reported favorably, 258. Ordered engrossed, 282. Correctly engrossed, 290. Read a third time and passed, 301. Concurred in, 610. Correctly enrolled, 638. Approved, 694. Published as chapter 310.
- 151, S. A bill to establish terms of court in the fifteenth circuit. Senator Kingston, 153. Judiciary, 153. Reported favorably, 205. Ordered engrossed, 216. Correctly engrossed, 221. Read third time, passed, 230. Assembly amends and concurs in as amended, 504. Assembly amendment concurred

- ed in, 505. Correctly enrolled, 511. Approved, 521. Published as chapter 164.
- No. 152, S. A bill to revise and amend the charter of the city of Menasha. Senator Pratt, 153. Referred to Senator Pratt, ordered not printed, 153. Reported, recommitted to State Affairs and recommended not printed, 263. So ordered, 263. Indefinitely postponed, 677.
- 153, S. A bill to amend section 8, of chapter 1, of the laws of 1887, entitled, "An act to revise, consolidate and amend chapter 43, of the private and local laws of 1869, entitled, 'An act to incorporate the Wisconsin Odd Fellows' Mutual Life Insurance company, approved February 17, 1889, and the several acts amendatory thereto.'" Senator Greene, 153. Incorporations, 153. Reported favorably, 221. Ordered engrossed, 232. Correctly engrossed, 237. Read third time and passed, 252. Concurred in, 659. Correctly enrolled, 706. Approved, 766. Published as chapter 363.
- 154, S. A bill to amend the charter of the city of Oshkosh. Senator Pratt, 153. Referred to Senator Pratt, ordered not printed, 153. Reported, recommitted to State Affairs, and recommended not printed, 263. So ordered, 263. Indefinitely postponed, 677.
- 155, S. A bill to repeal all laws providing for the preservation and recount of ballots. Senator Mead, 160. Privileges and Elections, 160. Reported favorably with an amendment, 571. Amendment adopted, bill ordered engrossed, 589. Correctly engrossed, 509. Motion to postpone lost, amendment offered, adopted, bill laid over, 630. Read third time and passed, 633. Assembly concurs, 715. Correctly enrolled, 743. Approved, 766. Published as chapter 413.
- 156, S. A bill to amend chapter 525 of the laws of Wisconsin for the year 1889, entitled, "an act regulating building and loan associations." Senator Mead, 160. Incorporations, 160. Reported favorably, 235. Recommitted to Incorporations, 254. Reported favorably, 684. Ordered engrossed, 712. Correctly engrossed, 720. Passed, 729. Vote passing bill reconsidered, bill referred to committee of one, 730.
- 157, S. A bill relating to the commitment of dependent children. Senator Mead, 160. Charitable and Penal Institutions, 160. Reported favorably with amendment, 235. Laid over, 254. Laid over, 267. Recommitted to Charitable and Penal Institutions, 282. Reported favorably, Senator Bechtner dissenting, 332. Laid over until March 19th, 362. Laid over, 390. Amendments adopted, 402. Amendments offered and ordered printed and laid over to March 24, 402. Laid over until March 27, 425. Made special order for March 25, at 10:30 A. M., 432. Amendments adopted, 438. Amendment offered and rejected, 438. Amendment offered and adopted, 438. Bill ordered printed as amended, 439. Rules suspended, bill put upon its passage, amendment offered, 453. Adopted, 453. Read third time, passed, 453. Assembly amends and concurs in as amended, 561. Correctly enrolled, 593. Approved, 694. Published as chapter 245.
- No. 158, S. A bill to authorize Bertin Ramsey and Charles H. Jones, their successors and assigns, to improve the south branch of Pine River in Forest county, Wisconsin, and to collect tolls therefor. Senator Kennedy, 160. State Affairs, 160. Reported, recommended it to be recommitted to Incorporations, 291. So ordered, 291. Reported favorably, 313. Ordered engrossed, 339. Correctly engrossed, 354. Read third and passed, 373. Assembly concurs, 560. Correctly enrolled, 593. Approved, 694. Published as chapter 238.
- 159, S. A bill to amend chapter 99 of the laws of Wisconsin for the year 1885, entitled, "An act to incorporate the city of West Bend." Senator Horn, 160. Incorporations, 160. Reported favorably, 235. Rules suspended, read third time and passed, 242. Assembly corrects and concurs in as corrected, 341. Assembly amendments concurred in, 342. Correctly enrolled, 371. Approved, 385. Published as chapter 51.
- 160, S. A bill authorizing the county judge of Winnebago county to employ a phonographic reporter in probate cases. Senator Pratt, 160. Judiciary, 160. Reported favorably, 258. Ordered engrossed, 282. Correctly engrossed, 290. Read third time and passed, 301. Assembly concurs, 493. Correctly enrolled, 502. Approved, 521. Published as chapter 171.
- 161, S. A bill to amend section 3775 of the revised statutes, concerning fees of jurors in justice courts. Senator Nash (by request), 160. Judiciary, 160. Reported unfavorably, 229. Recommitted to Incorporations, 242. Reported with recommendation that it be



recommitted to Judiciary, 269. Laid over to March 11th, 303. Indefinitely postponed, 340.

No. 162, S. A bill for the protection of persons alleged to be insane. Senator Kroeger, 161. Charitable and Penal Institutions, 161. Reported adversely, 489. Laid over until Tuesday, April 7th, 507. Indefinitely postponed, 527.

163, S. A bill forbidding the commitment of insane persons to jails and police stations. Senator Kroeger, 161. Charitable and Penal Institutions, 161. Reported adversely, 489. Laid over until Tuesday, April 7th, 507. Indefinitely postponed, 527.

164, S. A bill to amend chapter 162 of the laws of Wisconsin for the year 1887, entitled, "An act to revise, consolidate and amend the charter of the city of La Crosse, and the several acts amendatory thereof." Senator Conner, 161. Incorporations, 161. Reported favorably with amendments, 236. Rules suspended, amendments adopted, bills read third time and passed, 240. Assembly concurs, 251. Correctly enrolled, 260. Approved, 272. Published as chapter 16.

165, S. A bill to amend chapter 162 of the laws of Wisconsin for the year 1887, entitled, "An act to revise, consolidate and amend the charter of the city of La Crosse, and the several acts amendatory thereof." Senator Conner, 161. Incorporations, 161. Reported favorably with amendments, 236. Rules suspended, amendments adopted, bills read third time and passed, 240. Assembly concurs, 252. Correctly enrolled, 260. Approved, 272. Published as chapter 17.

166, S. A bill to repeal section 1010 of the revised statutes of 1878, as amended by chapter 226 of the laws of 1889. Senator Conner, 161. Judiciary, 161. Reported adversely, 268. Indefinitely postponed, 283.

167, S. A bill to amend subdivision one (1), of section 3775, of the revised statutes of 1878, in relation to the taxation of witness fees in justice's court. Senator Conner, 161. Judiciary, 161. Reported adversely, 253. Indefinitely postponed, 283.

168, S. A bill to repeal chapter 201, of the laws of 1889, and restore chapter 291, of the laws of 1880. Senator Fetzer, 161. Judiciary, 161. Reported adversely, 395. Recommitted to Assessment and Collection of

Taxes, 389. Reported adversely, 499. Indefinitely postponed, 417.

No. 169, S. A bill to authorize the city of Milwaukee to change the grade of streets. Senator Koelitzer, 161. Milwaukee Delegation, 161. Reported, recommitted to Milwaukee Delegation and recommended printed, 270. So ordered, 270. Reported favorably, 332. Ordered engrossed, 361. Correctly engrossed, 381. Read third time and passed, and the title corrected to conform with body of bill, 398. Assembly amends and concurs in as amended, 594. Assembly amendments concurred in, 593. Correctly enrolled, 603. Approved, 694. Published as chapter 254.

170, S. A bill to authorize the city of Milwaukee to issue bonds to the amount of ——— dollars for the purchase of the west one half of block thirty-six, in the second ward of the city of Milwaukee, for market purposes. Senator Koelitzer, 161. Milwaukee Delegation, 162. Reported favorably, 444. Ordered engrossed, 461. Correctly engrossed, 475. Read third time and passed, 483. Assembly amended and concurred in as amended, 622. Assembly amendments concurred in, 624. Correctly enrolled, 638. Approved, 694. Published as chapter 311.

171, S. A bill to regulate rendering and fertilizing in the county of Ozaukee. Senator Koelitzer, 162. Milwaukee Delegation, 270. Reported favorably, 332. Ordered engrossed, 361. Correctly engrossed, 371. Read third time and passed, 387. Title amended to correspond with body of the bill, 388. Correctly enrolled, 558. Assembly concurs, 561. Approved, 584. Published as chapter 220.

172, S. A bill to amend section 3315, of the revised statutes of 1878, "of liens," as amended by chapter 312, laws of 1885, and chapter 535, laws of 1887, and chapter 333, laws of 1889. Senator Clawson, 162. Judiciary, 162. Reported favorably with amendments, 234. Laid over until Tuesday, 255. First amendment adopted, second rejected, rules suspended, bill read third time and passed, 266. Assembly concurs, 300. Assembly requests return of bill for further consideration, 317. Ordered returned to assembly, 318. Assembly amends and concurs in as amended, 622. Amendments and bill referred to Judiciary, 624. Reported favorably, amendments adopted, correctly enrolled, 658. Approved, 694. Published as chapter 32.

- No. 173, S. A bill to amend section 4633 of chapter 188 of the revised statutes, entitled "crimes and punishments thereof." Senator Bechtner, 162. Judiciary, 162. Reported adversely, 268. Indefinitely postponed, 283.
- 174, S. A bill to repeal section 4678, chapter 189, of the revised statutes, entitled "of indictments, information and proceedings before trial." Senator Bechtner, 162. Judiciary, 162. Reported unfavorably, 268. Indefinitely postponed, 283.
- 175, S. A bill to authorize district attorneys to employ experts. Senator Bechtner, 162. Judiciary, 162. Reported adversely, 330. Indefinitely postponed, 362.
- 176, S. A bill to provide for the custody, training and education of the feeble minded and idiotic, and to appropriate money therefor. Senator Bechtner, 162. Charitable and Penal Institutions, 162. Reported with recommendation that it be referred to senator from 5th district, 488. So ordered, 488.
- 177, S. A bill to establish an intermediate prison and to appropriate money therefor. Senator Bechtner, 162. Charitable and Penal Institutions, 162. Reported adversely with minority report, 501. Senate refuses to indefinitely postpone, and bill is recommitted to Claims, 517. Reported favorably with minority report, 542. Ordered engrossed, 565. Correctly engrossed, 563. Read third time and passed, 596.
- 178, S. A bill to authorize the state board of supervision to construct fire escapes on the northern hospital for insane and the state hospital for insane, and to appropriate money therefor. Senator Bechtner, 162. Charitable and Penal Institutions, 163. Reported favorably with amendments, 488. Recommended to Claims, 501. Reported favorably with an amendment, 532. Amendments adopted, bill ordered engrossed, 565. Correctly engrossed, 583. Read third time and passed, 596. Assembly refuses to concur, 647.
- 179, S. A bill to amend chapter 187, of the revised statutes, relating to the sale, transportation and packing of unwholesome, stale, emaciated, blown, putrid or measly flesh of deceased animals. Senator Bechtner, 163. Judiciary, 163. Reported favorably with amendment, 296. Amendments adopted, bill recommitted to Judiciary, 310. Reported favorably with amendments, 326. Recommended to Judiciary 362. Reported favorably with amendments, 555. Amendments adopted, bill ordered engrossed, 579. Vote by which bill ordered engrossed reconsidered, recommitted to Judiciary, 629. Reported favorably with amendments, 683. Amendments adopted, bill ordered engrossed, 712. Correctly engrossed, 720. Passed, 731. Title corrected, 731. Concurred in, 752. Correctly enrolled, 768. Approved, 770. Published as chapter 431.
- No. 180, S. A bill to regulate the rendering of carcasses of horses, cattle and swine. Senator Bechtner, 163. Milwaukee Delegation, 163. Reported favorably, 547. Ordered engrossed, 579. Correctly engrossed, 583. Read third time and passed, 595.
- 181, S. A bill to amend section 2507, chapter 115, of the revised statutes, relating to the municipal courts of the county of Milwaukee. Senator Bechtner, 163. Milwaukee Delegation, 163. Reported favorably, 332. Ordered engrossed, 361. Correctly engrossed, 371. Read third time and passed, 387. Title corrected to correspond with body of the bill, 388. Assembly concurs, 523. Correctly enrolled, 544. Approved, 584. Published as chapter 225.
- 182, S. A bill to regulate the manufacture and sale of vinegar and to prevent the adulteration thereof. Senator Bechtner 163. Agriculture, 163. Reported favorably, 314. Ordered engrossed, 339. Correctly engrossed, 354. Read third time and passed, 375. Assembly amends and concurs in as amended, 741. Assembly amendments concurred, 742. Correctly enrolled, 757. Approved, 767. Published as chapter 394.
- 183, S. A bill relating to the geographic nomenclature of the lakes and streams in Wisconsin. Senator Falconer, 163. State Affairs, 163. Reported adversely, 344. Indefinitely postponed, 363.
- 184, S. A bill for an act to limit the rate of speed of railroad trains in cities and incorporated villages. Senator Falconer. 163. Railroads, 163. Reported favorably with amendments, 510. Amendments adopted, bill ordered engrossed, 526. Correctly engrossed, 535. Read third time and passed, 551.
- 185, S. A bill to amend chapter 181, of the laws of 1883, entitled, "An act to revise, consolidate and amend chapter 57, of the laws of 1874, entitled,

- 'An act to incorporate the the city of Columbus,' and several acts amendatory thereof." Senator Falconer, 163. Incorporations, 163. Reported favorably, 235. Ordered engrossed, 251. Correctly engrossed, 259. Read third time and passed, 280. Assembly refuses concurrence, 494.
- No. 186, S. A bill entitled, "An act to amend section 2577, of the revised statutes, entitled, 'Legal holidays.'" Senator Falconer, 164. Judiciary, 164. Reported favorably, 258. Ordered engrossed, 282. Correctly engrossed, 290. Read third time and passed, 301. Assembly refuses to concur, 586.
- 187, S. A bill to amend chapter 54, of the laws of 1885, entitled, an act to incorporate the city of Viroqua." Senator Conner, 164. Referred to Senator Conner, and ordered not printed, 164. Reported, recommitted to Incorporations, and recommended printed, 230. Reported favorably, 269. Ordered engrossed, 283. Correctly engrossed, 290. Read third time and passed, 302. Assembly amends and concurs in as amended, 536. Returned to assembly, 537. Assembly amends and concurs in as amended, 561. Assembly amendments concurred in, 562. Correctly enrolled, 593. Approved, 694. Published as chapter 246.
- 188, S. A bill granting to James Reynolds the right to complete the drainage of certain swamp and other lands. Senator Fetzer, 164. State Affairs, 164. Reported recommended that it be amended by substitute, 381. So ordered, 381. Special order March 24, 11:30 A. M., 401. Amendments offered, 425. Amendments adopted, bill ordered engrossed, 425. Rules suspended, bill passed, 425. Correctly enrolled, 558. Assembly concurs, 561. Approved, 584. Published as chapter 202.
- 189, S. A bill to amend chapter 86 of the revised statutes, entitled, "of the organization of incorporations." Senator Fetzer, 164. Referred to Senator Fetzer and ordered not printed, 164.
- 190, S. A bill amendatory of chapter 13, of the revised statutes of 1878, relating to notaries public. Senator Kempf, 164. Judiciary, 164. Reported adversely, 234. Indefinitely postponed, 255.
- 191, S. A bill to extend the right of suffrage to certain soldiers of the late civil war. Senator Woodnorth, 164. Judiciary, 164. Reported adversely, 269. Recommitted to Military Affairs, 282.
- No. 192, S. A bill providing for the appointment of brevet lieutenants in the national guard, of meritorious students who have completed the full military course in the state university, with a view of establishing closer relations between such military department and the national guard of the state. Senator Price, 164. Military Affairs, 164. Reported unfavorably, 607. Indefinitely postponed, 677.
- 193, S. A bill to amend section 1, of chapter 462, of the laws of 1889, entitled, "an act to authorize the building and maintenance of a toll bridge between the cities of Grand Rapids and Centralia." Senator Price, by request, 164. Incorporations, 164. Favorably, 428. Ordered engrossed, 442. Correctly engrossed, 458. Read third time, passed, 469. Assembly refuses to concur, 586.
- 194, S. A bill to appropriate to Hon. E. Scofield, a sum of money named therein. Senator Kidd, 165. Claims, 165. Reported favorably with amendment, 532. Amendment adopted, bill ordered engrossed, 565. Vote to engross reconsidered, and bill recommitted to State Affairs, 581. Reported with recommendation that it be referred to Judiciary, 626. So ordered, 627. Reported favorably with amendments, 635. Amendments adopted, bill ordered engrossed, 677. Correctly engrossed, 688. Passed, 707. Assembly concurs, 736. Correctly enrolled. 744. Approved, 766. Published as chapter 348.
- 195, S. A bill relating to judicial and execution sales of lands. Senator Taylor, by request, 165. Judiciary, 165. Reported adversely, 269. Indefinitely postponed, 283.
- 196, S. A bill relating to drainage of lands for manufacturing, agricultural and other purposes. Senator Taylor, by request, 165. Agriculture, 165. Reported favorably, 331. Recommitted to Judiciary, 362.
- 197, S. A bill to amend and revise chapter 140, of the laws of Wisconsin for the year 1885, entitled, "an act to incorporate the city of Cumberland." Senator Taylor, 165. Incorporations, 165. Reported favorably, 276. Rules suspended, read third time and passed, 278. Concurred in as amended, 418. Assembly amends and concurs in as

- amended. Assembly amendments concurred in, 420. Correctly enrolled, 466. Approved, 475. Published as chapter 98.
- No. 198, S. A bill to repeal sections 1247, 1248, 1251 and 1252, revised statutes, relating to highway taxes. Senator Apple, 165. Roads and Bridges, 165.
- 199, S. A bill relating to town officers and amendatory of sections 797 and 808, revised statutes. Senator Apple, 165. Roads and Bridges, 165.
- 200, S. A bill relating to the manner of conducting elections, to secure the purity and secrecy of the ballot. Senator Kingston, 165. Privileges and Elections, 165. Reported favorably with amendments and recommended printed with amendments, 464. So ordered, 464. Recommitted to Judiciary, 484. Reported favorably, 556. Amendments offered and adopted, bill ordered engrossed, 580. Correctly engrossed, 593. Laid over, 639. Amendment offered and adopted, bill read third time and passed, 649. Assembly amends and concurs in as amended, 741. Assembly amendments concurred in, 742. Correctly enrolled, 762. Approved, 767. Published as chapter 379.
- 201, S. A bill to create a municipal court in and for the county of Langlade. Senator Kingston, 165. Judiciary, 165. Reported favorably, 234. Rules suspended, read third time and passed, 255. Assembly amends and concurs in as amended, 334. Assembly amendments concurred in, 235. Moved that the bill be returned to the assembly for further consideration. So ordered, 431. Returned from assembly, 459. Assembly amends and concurs in as amended, 459. Assembly amendments concurred in, 460. Correctly enrolled, 465. Approved, 475. Published as chapter 96.
- 202, S. A bill relating to the duties of court reporters. Senator Kingston, by request, 165. Judiciary, 165. Reported adversely, 234. Indefinitely postponed, 255.
- 203, S. A bill to define further the duties of official court reporters of courts of record in this state. Senator Kingston, by request, 166. Judiciary, 166. Reported adversely, 234. Indefinitely postponed, 255.
- 204, S. A bill relating to the appointment and compensation of attorney who defends indigent person and amendatory of section 4713 of chapter 191 of the revised statutes 1878. Senator Kingston, by request, 166. Judiciary, 166. Reported unfavorably, 234. Indefinitely postponed, 255.
- No. 205, S. A bill regulating the publication of sales of lands for taxes in Ashland county. Senator Kingston, by request, 166. Judiciary, 166. Reported adversely, 269. Indefinitely postponed, 283.
- 206, S. A bill relating to the entry of judgment in cases appealed from justice's court and amendatory of section 3770, of chapter 160, revised statutes 1878. Senator Kingston, by request, 166. Judiciary, 166. Reported adversely, 234. Indefinitely postponed, 255.
- 207, S. A bill relating to appeals from justices' courts and amendatory of section 3766, revised statutes, of chapter 160, of revised statutes, 1878. Senator Kingston, by request, 166. Judiciary, 166. Reported unfavorably, 234. Indefinitely postponed, 256.
- 208, S. A bill to amend chapter 27, laws of 1889, entitled, "An act to revise, consolidate and amend chapter 127, laws of 1887, entitled, 'An act to incorporate the city of Ashland,'" Senator Kingston, 166. Incorporations, 166. Reported favorably, 245. Amendments offered and adopted, 255. Ordered engrossed, 255. Correctly engrossed, 270. Read third time and passed, 280. Assembly amends and concurs in as amended, 334. Assembly amendments concurred in, 335. Moved that the bill be returned to the senate for further consideration; so ordered, 431. Assembly requests the return of the bill for further consideration, 435. Returned to assembly, as requested, 435. Amended and concurred in as amended, 440. Assembly amendments concurred in, 440. Correctly enrolled, 465. Approved, 476. Published as chapter 103.
- 209, S. A bill to amend section 3963 of the revised statutes, relating to guardians and wards. Senator MacBride, 166. Judiciary, 166. Reported favorably with amendments, 288. Amendments adopted, bill ordered engrossed, 302. Correctly engrossed, 305. Read third time and passed, 319. Assembly concurs, 477. Correctly enrolled, 491. Approved, 521. Published as chapter 156.
- 210, S. A bill to amend chapter 352 of the general laws of 1887, entitled, "An act to amend chapter 86 of the revised statutes of 1878, entitled, 'of the organization of incorporations,'" Senator MacBride 166. Incorporations, 166. Re



- ported favorably with amendments, 684. Amendments adopted, bill ordered engrossed, 712. Correctly engrossed, 721. Read third time and passed, 729. Non-concurred in, 752.
- No. 211, S. A bill to amend the charter of the city of Neillsville, and to authorize the common council to expend money on highways leading to said city, and in relation to other matters pertaining to said city. Senator MacBride, 167. Incorporations, 167. Reported adversely, 395. Indefinitely postponed, 391.
- 212, S. A bill for an act to amend chapter 271, of the laws of Wisconsin for the year 1882, and acts amendatory thereof, entitled, "An act to incorporate the city of Neillsville." Senator MacBride, 167. Incorporations, 167. Reported adversely, 396. Indefinitely postponed, 391.
- 213, S. A bill to legalize a certain plat in the city of Eau Claire, Eau Claire county, Wis. Senator MacBride, by request, 167. Judiciary, 167. Reported adversely, 389. Indefinitely postponed, 393.
- 214, S. A bill to amend chapter 52, of the revised statutes of 1878, entitled, "Of highways and bridges." Senator MacBride, 167. Incorporations, 167. Reported favorably with amendment, 603. Amendment adopted, bill refused engrossment, 617. Vote by which refused engrossment reconsidered, laid over, 617. Laid over, 617. Laid over, 700. Amendment offered and adopted, 712. Amendment offered and adopted, 713. Ordered engrossed, 713. Correctly engrossed, 721. Read third time and concurred in, 729.
- 215, S. A bill to constitute and organize the seventeenth judicial circuit, to fix the times for holding the terms of court for the several counties therein, to provide for the election of a judge therefor, and to change the boundaries of the sixth and eighth judicial circuits. Senator MacBride, 167. Judiciary, 167. Reported favorably, 288. Laid over, 302. Amendment offered and adopted and bill ordered engrossed, 310. Correctly engrossed, 315. Read third time and passed, 336. Assembly concurs, 341. Correctly enrolled, 349. Approved, 372. Published as chapter 47.
- 216, S. A bill to amend section 4102 of the revised statutes of 1878, relating to evidence. Senator Phipps, 167. Judiciary, 167. Reported adversely, 268.
- Laid over until March 10th, 282. Indefinitely postponed 310.
- No. 217, S. A bill relating to the "Winona Mutual Benefit Association," and amendatory of section 1, chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, laws of 1882, chapter 94, laws of 1883, chapter 458, laws of 1885, and chapters 42, 198, 509, and 534, laws of 1887. Senator Lees, by request, 167. Finance, Banks and Insurance, 167. Reported without recommendation, 688. Refused engrossment, 713.
- 218, S. A bill to amend subdivision 8, of section 2969, of the annotated statutes, relating to the rate of interest on judgments. Senator Lees, 167. Judiciary, 168. Reported favorably, 313. Laid over, 340. Recommitted to Judiciary, 390. Reported favorably, 600. Ordered engrossed and read third time, 617. Correctly engrossed, 638. Read third time and passed, 648. Non-concurred in, 742.
- 219, S. A bill in relation to the public printing. Senator MacBride, 168. Referred to Senator MacBride and ordered not printed, 168.
- 220, S. A bill to amend section 1775, chapter 86, revised statutes, as amended by chapter 133, laws of 1881, and chapter 70, laws of 1883, relating to corporations. Senator Phipps, 168. Judiciary, 168. Recommended recommitted to Incorporations, 268. Reported favorably with amendments, 366. Amendments adopted and bill ordered engrossed, 390. Vote to engross reconsidered and amendment offered, 425. Amendment adopted, bill ordered engrossed, 425. Correctly engrossed, 427. Read third time and passed, 435. Assembly amends and concurs in as amended, 585. Assembly amendments concurred in, 587. Correctly enrolled, 609. Approved, 634. Published as chapter 283.
- 221, S. A bill in relation to the deposit of state funds in the banks of this state, and also regarding the salary to be paid to future state treasurers in the state of Wisconsin. Senator MacBride, 168. Referred to Senator MacBride and ordered not printed, 168. Reported, recommitted to State Affairs and recommended printed, 263. So ordered, 263. Reported adversely, 500. Laid over until Saturday, 539. Laid over, 580. Recommitted to Judiciary, 599.



- No. 222, S. A bill to amend the charter of the city of Plymouth and the several acts amendatory thereof. Senator Mead, 168. Referred to Senator Mead and ordered not printed, 168. Reported, recommitted to Incorporations, and recommended printed, 246. So ordered, 246. Reported favorably, 296. Ordered engrossed, 309. Correctly engrossed, 314. Read third time and passed, 350. Assembly concurs, 493. Correctly enrolled, 502. Approved, 521. Published as chapter 172.
- 223, S. A bill to secure the proper care of the insane. Senator Mead, 168. Referred to Senator Mead and ordered not printed, 168.
- 224, S. A bill in relation to the education of children in the state of Wisconsin. Senator MacBride, 168. Referred to Senator MacBride and ordered not printed, 168.
- 225, S. A bill to legalize the acts of Robert McCoy. Senator MacBride, 168. Referred to Senator MacBride and ordered not printed, 168.
- 226, S. A bill relating to offenses against chastity. Senator Clawson, 169. Referred to Senator Clawson and ordered not printed, 169.
- 227, S. A bill to amend the charter of the city of Darlington. Senator Clawson, 169. Referred to Senator Clawson and ordered not printed, 169.
- 228, S. A bill to amend revised statutes of 1878, relating to the assessment and collection of taxes. Senator Clawson, 169. Referred to Senator Clawson and ordered not printed, 169.
- 229, S. A bill to amend chapter 35, of the revised statutes, entitled, "of general provisions relating to counties," and chapter 36, of the revised statutes, entitled, "of the county board." Senator Woodnorth, 169. Referred to Senator Woodnorth and ordered not printed, 169. Reported, recommitted to Town and County Organizations, and recommended printed, 222. So ordered, 222. Reported without recommendation, 686. Ordered engrossed, 712. Correctly engrossed, 721. Passed, 730. Non-concurred in, 742.
- 230, S. A bill to amend section 2515, of chapter 115, of the revised statutes of 1878, entitled, "of other courts of record." Senator Main, 169. Judiciary, 169. Reported favorably, 288. Ordered engrossed, 303. Correctly engrossed, 307. Recommitted to Judiciary, 320. Reported favorably with amendments, 394. Amendments adopted, bill ordered engrossed, 424. Read third time and passed, 454. Assembly amends and concurs in as amended, 660. Assembly amendments concurred in, 660. Correctly enrolled, 706. Approved, 766. Published as chapter 366.
- No. 231, S. A bill to amend section 904, of chapter 40, of the revised statutes of 1878, entitled, "of villages." Senator Main, 169. Incorporations, 169. Reported favorably, 269. Ordered engrossed, 283. Correctly engrossed, 290. Read third time and passed, 302. Assembly concurs, 504. Correctly enrolled, 511. Approved, 521. Published as chapter 174.
- 232, S. A bill to provide for the issuing of common and preferred stock by corporations organized under the laws of the state of Wisconsin. Senator Main, 169. Incorporations, 169. Reported unfavorably, 457. Indefinitely postponed, 473.
- 233, S. A bill to amend chapter 51, of the laws of 1883 (section 320, A., of the annotated statutes), concerning the index to the session laws. Senator Main, 169. Judiciary, 169. Reported favorably, 618. Ordered engrossed, 674. Correctly engrossed, 688. Recommitted to Printing, 737. Reported adversely, 719.
- 234, S. A bill to amend section 904, revised statutes of 1878, entitled, "of villages." Senator Main, 170. Referred to Senator Main, and ordered not printed, 170.
- 235, S. A bill to provide for the commitment of habitual drunkards, as insane. Senator Main, 170. State Affairs, 170. Reported with recommendation that it be recommitted to Judiciary, 291. So ordered, 291. Reported adversely, 296. Recommitted to Senator Main, 310.
- 236, S. A bill to regulate within this state the business of accident, live stock, plate glass, steam boiler and fidelity insurance. Senator Main, 170. Finance, Banks and Insurance, 170. Reported adversely, 345. Indefinitely postponed, 363.
- 237, S. A bill to amend the charter of the city of Madison. Senator Main, 170. Referred to Senator Main, and ordered not printed, 170.
- 238, S. A bill relating to the waters of the inland lakes of Wisconsin. Senator Main, 170. Referred to Senator Main and ordered not printed, 170.
- 239, S. A bill to amend the charter of the city of Stoughton. Sen-

- ator Main, 170. Referred to Senator Main and ordered not printed, 170.
- No. 240, S. A bill to punish drunkenness. Senator Main, 170. Referred Senator Main, and ordered not printed, 170. Reported, recommitted to State Affairs and recommended printed, 261. So ordered, 261. Reported adversely, 344. Laid over until March 19th, 362. Indefinitely postponed, 391.
- 241, S. A bill to authorize the county board of Winnebago county to make the expenses of its tax commission of 1889 and cash to towns raised a county charge. Senator Pratt, 170. Referred to Senator Pratt and ordered not printed, 170. Reported adversely, 263. Indefinitely postponed, 320.
- 242, S. A bill to revise, consolidate and amend the charter of the city of Oshkosh. Senator Pratt, 171. Referred to Senator Pratt, and ordered not printed, 171. Reported, recommitted to Incorporations and recommended printed, 250. So ordered, 251. Reported favorably with amendments, 313. Rules suspended, amendments adopted, and bill read third time and passed, 317. Assembly concurs, 331. Correctly enrolled, 342. Assembly returns bill for further consideration, 355. The vote by which bill was passed was reconsidered, amendment offered and adopted, the bill read third time and passed, 337. Assembly concurs, 397. Approved, 401. Published as chapter 59.
- 243, S. A bill to confer upon the heirs, executors and administrators of Bertel Jenson the right to begin, maintain and prosecute certain actions and suits at law and in equity therein mentioned. Senator Pratt, 171. Referred to Senator Pratt, and ordered not printed, 171. Reported, recommitted to Judiciary and recommended printed, 263. So ordered, 263. Reported adversely, 488. Indefinitely postponed, 508.
- 244, S. A bill to revise, consolidate and amend the charter of the city of Menasha. Senator Pratt, 171. Referred to Senator Pratt and ordered not printed, 171. Reported, recommitted to Incorporations and recommended printed, 222. So ordered, 222. Reported favorably, 366. Rules suspended, bill read third time and passed, 389. Assembly concurs, 397. Correctly enrolled, 465. Approved, 476. Published as chapter 123.
- 245, S. A bill to appropriate to the Northern Agricultural and Mechanical association a sum of money therein named, to pay its indebtedness incurred by the payment of premiums. Senator Pratt, 171. Referred to Senator Pratt, and ordered not printed, 171. Reported adversely, 264. Indefinitely postponed, 283.
- No. 246, S. A bill to amend chapter 291, of the laws of 1880, entitled, "An act relating to the equalization of assessments." Senator Pratt, by request, 171. Referred to Senator Pratt and ordered not printed, 171. Reported adversely, 264. Indefinitely postponed, 283.
- 247, S. A bill to repeal that part of section 478, laws of 1864, relating to state county roads. Senator Persons, 171. Referred to Senator Persons and ordered not printed, 171. Reported, recommitted to Roads and Bridges and recommended printed, 251. So ordered, 251. Reported favorably, 312. Ordered engrossed, 339. Vote by which it was ordered engrossed reconsidered, and recommitted to Judiciary, 342. Reported favorably with amendments, 394. Amendments adopted and bill ordered engrossed, 424. Correctly engrossed, 434. Read third time and passed, 454. Title corrected, 454.
- 248, S. A bill to amend section 695 (as amended by chapter 149, laws of 1885), relating to county boards. Senator Persons, 171. Referred to Senator Persons, and ordered not printed, 171. Reported, recommitted to State Affairs and recommended printed, 260. So ordered, 260. Reported favorably, 500. Ordered engrossed, 516. Correctly engrossed, 525. Read third time and passed, 551. Title corrected, 551. Assembly refuses to concur, 647.
- 249, S. A bill to amend the charter of the city of De Pere. Senator Persons, 172. Referred to Senator Persons and ordered not printed, 172. Reported, recommitted to Incorporations and recommended printed, 252. So ordered, 262. Reported favorably with amendment, 336. Amendments adopted, bill ordered engrossed, 361. Recalled from engrossing room, vote reconsidered and bill recommitted to Incorporations, 372. Reported favorably with amendments, 444. Amendments adopted, 461. Rules suspended, bill read third time, passed, 462. Assembly amends and concurs in as amended, 555. Assembly amendments laid

- over, 587. Reported with recommendation that it be referred to State Affairs, 618. So ordered, 618. Assembly amendments non-concurred in, conference committee appointed, 623. Assembly agrees to conference committee, 722. Assembly appoints second conference committee, 736. Senate appoints second conference committee, 736. Assembly adopts report of conference committee, 741. Senate agrees to report of conference committee, 749. Correctly enrolled, 769. Approved, 772. Published as chapter 414.
- No. 250, S. A bill to amend chapter 455 of the laws of 1889, entitled, "An act to prevent deception in the sale of cheese." Senator Burdge, 172. Manufactures and Commerce, 172. Reported with recommendation that it be recommitted to Judiciary, 394. So ordered, 395. Reported favorably, 427. Laid over until March 31st, 442. Laid over, 484. Laid over until Wednesday, April 8, 496. Laid over until April 10, 527. Referred to Senator Burdge, 566.
- 251, S. A bill relating to the drainage of swamp, marsh and wet lands and amendatory of sections 1, 3, 5, 6, 8 and 9, of chapter 495, of the laws of 1887. Senator Burdge, 172. Agriculture, 172. Reported favorably with amendment, 620. Amendment adopted, bill ordered engrossed, 677. Correctly engrossed, 688. Read third time and passed, 707. Assembly concurs, 752. Correctly enrolled, 768. Approved, 771. Published as chapter 432.
- 252, S. A bill to amend sections 1694 and 1697 of the annotated statutes, entitled "Involuntary assignments." Senator Joiner, 172. Referred to Senator Joiner and ordered not printed, 172. Reported unfavorably, 608.
- 253, S. A bill to amend chapter 526 of the laws of 1889, relating to the Wisconsin State Horticultural society. Senator Stanchfield, 172. Referred to Senator Stanchfield and ordered not printed, 172.
- 254, S. A bill to authorize the dairy and food commissioner and the Wisconsin dairyman's association to apply for a trade mark for Wisconsin cheese, and to authorize the use of the same. Senator Kempf, 172. Manufactures and Commerce, 172. Reported unfavorably, 608.
- 255, S. A bill to authorize the city of Fond du Lac to borrow money to build and equip school buildings in the city of Fond du Lac, Wisconsin. Senator Stanchfield, 172. Referred to Senator Stanchfield and ordered not printed, 172. Reported, recommitted to Incorporations, recommended printed, 222. So ordered, 222. Reported favorably, 257. Rules suspended, read third time and passed, 266. Assembly concurs, 279. Correctly enrolled, 307. Approved, 347. Published as chapter 25.
- No. 256, S. A bill relating to highways, and amendatory of sections 1223 and 1229, of the revised statutes, entitled "Of highways." Senator Apple, 172. Referred to Senator Apple and ordered not printed, 172.
- 257, S. A bill to prescribe the number and duties of the legislative employes, fixing their compensation and providing for the printing of all bills, memorials, joint resolutions and the journals of each house. Senator Kingston, 173. Referred to Senator Kingston and ordered not printed, 173. Reported, recommitted to Judiciary and recommended printed, 262. So ordered, 262. Recommend referred to Legislative Expenditures, 427. So ordered, 427. Reported favorably, 490. Recommitted to Legislative Expenditures, 491. Reported favorably with amendments, 533. Recommitted to Claims, 566. Reported favorably with amendments, 656. Laid over, 677. Amendments adopted, bill ordered engrossed, 678. Correctly engrossed, 721. Passed, 731. Assembly concurs, 752. Correctly enrolled, 769. Approved, 772. Published as chapter 475.
- 258, S. A bill relating to election. Senator Kingston, 173. Referred to Senator Kingston and ordered not printed, 173.
- 259, S. A bill relating to the municipal court in and for Ashland county. Senator Kingston, 173. Referred to Senator Kingston and ordered not printed, 173.
- 260, S. A bill to amend section 234, laws of 1889, relating to agricultural, mechanical or industrial fairs or expositions. Senator Stanchfield, 173. Referred to Senator Stanchfield and ordered not printed, 173. Reported, recommitted to Agriculture and recommended printed, 271. So ordered, 271.
- 261, S. A bill to repeal section 1630a, relating to bounty on wild animals. Senator Stanchfield, 173. Referred to Senator Stanchfield and ordered not printed, 173.

- No. 262, S. A bill relating to and amendatory of chapter 247 of the laws of Wisconsin, for the year 1878, and acts amendatory thereof relating to the charter of the city of Fort Atkinson. Senator Greene, 173. Incorporations, 173. Reported favorably with amendments, 250. Rules suspended, amendments adopted, bill read third time and passed, 267. Assembly amends and concurs in as amended, 357. Laid over, 357. Assembly amendment concurred in, 386. Correctly enrolled, 404. Approved, 431. Published as chapter 63.
- 263, S. A bill to authorize the town of Koshkonong to build a bridge across Rock river, in said town. Senator Greene, 173. Incorporations, 173. Reported with recommendation that it be referred to committee of one, 619.
- 264, S. A bill to appropriate to the Wisconsin State Firemen's Association a sum of money therein named. Senator Greene, 173. Claims, 173. Reported favorably, 501. Ordered engrossed, 516. Correctly engrossed, 535. Read third time and passed, 551. Assembly refuses to concur, 697.
- 265, S. A bill to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river. Senator Kempf, 174. Referred to Senator Kempf and ordered not printed, 174. Reported, with recommendation that it be recommitted to Milwaukee Delegation, 201. So ordered, 201. Reported favorably, 382. Ordered engrossed, 401. Correctly engrossed, 412. Read third time and passed, 435. Assembly concurs, 523. Correctly enrolled, 544. Returned to assembly for further consideration, 544. Assembly amends and concurs in as amended, 549. Assembly amendments concurred in, 549. Correctly enrolled, 558. Approved, 584. Published as chapter 223.
- 266, S. A bill to amend the charter of the city of Milwaukee. Senator Kempf, 174. Referred to Senator Kempf and ordered not printed, 174.
- 267, S. A bill to confer upon wards in cities within this state, the right to make certain contracts relating to ward improvements and expenditures. Senator Kempf, 174. Referred to Senator Kempf and ordered not printed, 174. Reported, recommitted to Town and County Organizations and recommended printed, 263. So ordered, 263.
- No. 268, S. A bill to amend section 3315, of the revised statutes, entitled "Of liens," as amended by chapter 312, of the laws of 1885, and chapter 535, of the laws of 1887, and chapter 333, of the laws of 1889. Senator Kempf, 174. Referred to Senator Kempf and ordered not printed, 174.
- 269, S. A bill to amend section 491, as amended by chapter 445, laws of 1879, and chapter 146, laws of 1881, relating to free high schools. Senator Falconer, 174. Education, 174. Reported favorably, 465. Ordered engrossed, 480. Correctly engrossed, 490. Read third time and passed, 505. Assembly amends and concurs in as amended, 716. Assembly amendments concurred in, 713. Passed, 733. Correctly enrolled, 756. Approved, 773. Published as chapter 445.
- 270, S. A bill to amend an act entitled, "An act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof," approved March 28, 1865. Senator Voss, 174. Referred to Senator Voss and ordered not printed, 174. Reported adversely, 260. Indefinitely postponed, 283.
- 271, S. A bill to facilitate the foreclosure of land contracts. Senator Phipps, 174. Referred to Senator Phipps and ordered not printed, 174.
- 272, S. A bill to amend sections 4928 and 4928a of the revised statutes and acts amendatory thereof, relating to convicts in the state prison. Senator Phipps, 175. Referred to Senator Phipps and ordered not printed, 175. Reported, recommitted to Judiciary and recommended not printed, 271. So ordered, 271.
- 273, S. A bill to amend the charter of the city of Portage. Senator Falconer, 175. Referred to Senator Falconer and ordered not printed, 175.
- 274, S. A bill to amend section 561, revised statutes, and section 564, revised statutes (as amended by chapter 330, session laws of 1885, and chapter 408, session laws of 1887), relating to the board of charities and reforms. Senator Bechtner, 175. Referred to Senator Bechtner and ordered not printed, 175.
- 275, S. A bill relating to public charities and amendatory of chapter 29 of the revised statutes of 1878. Senator Burdge, 175. Referred to Senator Burdge and ordered not printed, 175.
- 276, S. A bill to amend the charter of the city of Beloit. Senator



- Burdge, 175. Referred to Senator Burdge and ordered not printed, 175.
- No. 277, S. A bill to amend chapter 470 of the laws of 1887, relating to tramps. Senator Burdge, 175. Referred to Senator Burdge, ordered not printed, 175.
- 278, S. A bill to amend chapter 65 of the revised statutes, relating to vagrants. Senator Burdge, 175. Referred to Senator Burdge and ordered not printed, 175.
- 279, S. A bill to amend section 1497 of the revised statutes, relating to the duties of the commissioners of fisheries. Senator Bechtner, 175. Referred to Senator Bechtner and ordered not printed, 175.
- 280, S. A bill to amend section 1 of chapter 201 of the laws of Wisconsin for 1889, entitled, "An act to amend chapter 291 of the laws of 1880, entitled, 'an act relating to the equalization of assessments.'" Senator Pratt, by request, 176. Judiciary, 176. Reported adversely, 289. Indefinitely postponed, 303.
- 281, S. A bill to amend section 13 of chapter 248 of the laws of Wisconsin for the year 1889, entitled, "An act to prevent espionage at public elections, to secure more fully the independence of voters, to enforce more fully the independence of voters, to enforce the secrecy of the ballot, and provide for the printing and distributing of ballots at public expense." Senator Pratt, by request, 176. Judiciary, 176. Reported adversely, 288. Indefinitely postponed, 303.
- 282, S. A bill to amend chapter 6 of chapter 184, laws 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof. Senator Koenitzer, 180. Incorporations, 180. Reported with recommendation that it be recommended to committee of one, 533. So ordered, 533.
- 283, S. A bill to amend chapter 5 of chapter 184, laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, and the several acts amendatory thereof," and the several acts amendatory thereof, and the several acts amendatory thereof. Senator Koenitzer, 180. Incorporations, 181. Reported, recommended recommitted to Milwaukee Delegation and printed, 276. So ordered, 276. Reported favorably with amendment, Senator Kroegeer dissenting, 444. Amendments adopted, bill ordered engrossed, 451. Correctly engrossed, 475. Read third time, passed, 483. Assembly refuses to concur, 586.
- No. 284, S. A bill for an act to amend section 1, chapter 202, laws of 1882. Senator Clawson, by request, 181. Judiciary, 181. Reported favorably, 234. Ordered engrossed, 254. Correctly engrossed, 259. Read third time and passed, 280. Assembly concurs, 477. Correctly enrolled, 491. Approved, 521. Published as chapter 155.
- 285, S. A bill for an act relating to the removal of encroachments from highways. Senator Clawson, by request, 181. Roads and Bridges, 181. Reported with recommendation that it be recommitted to Judiciary, 312. So ordered, 312. Reported favorably, 343. Ordered engrossed, 361. Correctly engrossed, 371. Read third time and passed, 387. Assembly concurs, 477. Correctly enrolled, 491. Approved, 521. Published as chapter 154.
- 286, S. A bill for an act relating to the examination of persons in actions for the recovery of damages for personal injuries. Senator Clawson, by request, 181. Judiciary, 181. Reported favorably, Senator Clawson dissenting, 234. Recommended to Judiciary, 254. Reported unfavorably, Senator Clawson dissenting, 258. Placed on the general file, 267. Recommended to Roads and Bridges, 282. Reported unfavorably, 312. Indefinitely postponed, 340.
- 287, S. A bill to amend sections 1332, 1333, 1334 and 1335, revised statutes, relating to encroachments. Senator Clawson, 181. Referred to Senator Clawson and ordered not printed, 181.
- 288, S. A bill to authorize the removal of bodies buried in a certain cemetery in the city of Monroe and county of Green. Senator Clawson, 181. Referred to Senator Clawson and ordered not printed, 181. Reported, recommended to Judiciary and recommended printed, 237. So ordered, 237.
- 289, S. A bill to fix the time for holding the terms of court in the twelfth judicial circuit. Senator Clawson, 181. Referred to Senator Clawson and ordered not printed, 181. Reported, recommended to Judiciary and recommended not printed, 261. So ordered, 261.
- 290, S. A bill to amend chapter 233, laws 1883. Senator Clawson, 181. Referred to Senator Clawson and ordered not



- printed, 181. Reported, re-committed to Judiciary and recommended printed, 237. So ordered, 237.
- No. 291, S. A bill to amend chapter 204 of the general laws of 1879, and the several acts amendatory thereof. Senator Fetzner, 181. Judiciary, 181. Reported, recommended re-committed to Finance, Banks and Insurance, 268. Reported without recommendation, 689. Refused engrossment, 713.
- 292, S. A bill to authorize the city of Menomonie to appropriate a sum of money. Senator Miller, 182. Incorporations, 182. Reported favorably, 269. Ordered engrossed, 283. Correctly engrossed, 290. Read third time, passed, 302. Assembly concurs, 493. Correctly enrolled, 502. Approved, 521. Published as chapter 173.
- 293, S. A bill to submit to the people an amendment to subdivision 9 of section 31 of article IV of the constitution of the state of Wisconsin. Senator Avery, 182. Referred to Senator Avery and ordered not printed, 182. Reported, re-committed to Judiciary and recommended printed, 261. So ordered, 261. Reported adversely, 343. Laid over until March 19th, 362. Laid over, 390. Re-committed to committee on Judiciary, 402. Reported favorably, 540. Rules suspended, bill read third time and passed, 566. Concurred in, 659. Correctly enrolled, 706. Approved, 766. Published as chapter 362.
- 294, S. A bill to amend sections 3839 and 3840, of the revised statutes, in regard to proof and payment of debts and legacies. Senator Mead, 182. Referred to Senator Mead and ordered not printed, 182.
- 295, S. A bill in relation to the deposit of state funds in the banks of this state. Senator Kempf, 182. Referred to Senator Kempf and ordered not printed, 182. Reported with recommendation that it be referred to Finance, Banks and Insurance, ordered printed, 201. So ordered, 201. With recommendation that it be referred to committee of one, 602. So ordered, 602.
- 296, S. A bill to regulate railroad traffic. Senator Kempf, 182. Referred to Senator Kempf and ordered not printed, 182.
- 297, S. A bill to amend chapter 159, laws of Wisconsin for 1852, entitled, "An act to incorporate the Milwaukee Gas Light Company," and the several acts amendatory thereof. Senator Kempf, 182. Referred to Senator Kempf and ordered not printed, 182. Reported, re-committed to Milwaukee Delegation and ordered recommended printed, 261. So ordered, 261. Reported with recommendation that it be referred to Senator Kempf, 621. So ordered, 621.
- No. 298, S. A bill to amend chapter 4, of chapter 184, laws of 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852," and the several acts amendatory thereof. Senator Kempf, 182. Referred to Senator Kempf and ordered not printed, 182.
- 299, S. A bill to amend chapter 184, of the laws of 1874, entitled, "an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852," and the several acts amendatory thereof. Senator Kempf, 182. Referred to Senator Kempf and ordered not printed, 183. Reported, re-committed to Milwaukee Delegation and recommended printed, 272. So ordered, 272. Reported favorably, 332. Ordered engrossed, 361. Correctly engrossed, 384. Read third time and passed, and the title corrected to conform with body of bill, 398. Assembly amends and concurs in as amended, 623. Assembly amendments concurred in, 624. Correctly enrolled, 639. Approved, 694. Published as chapter 312.
- 300, S. A bill to prohibit the employment of Pinkerton detectives or persons other than lawful officers and the state militia, to suppress strikes. Senator Fetzner, 183. Referred to Senator Fetzner and ordered not printed, 183.
- 301, S. A bill to amend the charter of the city of Ft. Howard. Senator Persons, 183. Referred to Senator Persons and ordered not printed, 183.
- 302, S. A bill to authorize Henry Collette, J. S. Chase, Levi Collette, their heirs and assigns, to maintain a dam and otherwise improve the north branch of the Pine river, in Forest county, Wisconsin, and collect tolls therefor. Senator Persons, 183. Referred to Senator Persons and ordered not printed, 183. Reported, re-committed to Incorporations, and recommended printed, 251. So ordered, 251. Reported favorably, 313. Ordered engrossed, 340. Correctly engrossed, 367. Chief clerk instructed to correct title, 367. Read third time and passed, 374. Assembly concurs, 523.

- Correctly enrolled, 544. Approved, 584. Published as chapter 229.
- No. 303, S. A bill to increase the fees to be paid by sleeping car companies. Senator Persons, 183. Referred to Senator Persons and ordered not printed, 183. Reported, recommitted to Railroads and recommended printed, 262. So ordered, 262. Reported adversely, 510. Recommitted to Senator Persons, 527.
- 304, S. A bill to amend chapter 394, of the private and local laws of 1871, entitled, "an act to amend and consolidate the charter of the village of Omro." Senator Pratt, 183. Referred to Senator Pratt and ordered not printed, 183. Reported adversely, 264. Indefinitely postponed, 283.
- 305, S. A bill in relation to persons and corporations offering premiums for testing the speed of horses, and to prevent the fraudulent entering of horses to compete for such premium. Senator Falconer, by request, 183. Referred to Senator Falconer and ordered not printed, 183. Reported, recommitted to State Affairs and recommended printed, 260. So ordered, 260. Reported favorably with amendments, 447. Amendments adopted, bill ordered engrossed, 472. Correctly engrossed, 490. Read third time and passed, 506. Concurred in, 610. Correctly enrolled, 621. Approved, 695. Published as chapter 279.
- 306, S. A bill entitled, "an act to regulate the transportation of grain by railroad corporations." Senator Falconer, 184. Incorporations, 184. Reported adversely, 510. Indefinitely postponed, 677.
- 307, S. A bill granting to D. Van Hollan the right to operate and maintain a ferry across St. Croix river. Senator Phipps, 184. Referred to Senator Phipps and ordered not printed, 184.
- 308, S. A bill to amend section 4840, of the revised statutes, relating to search warrants. Senator Joiner, by request, 184. Judiciary, 184. Reported adversely, Senator Taylor dissenting, 289. Indefinitely postponed, 304.
- 309, S. A bill to amend chapter 289, of session laws of 1885, entitled, "of highways and bridges." Senator Greene, by request, 184. Roads and Bridges, 184. Reported adversely, 312. Laid over, 310. Laid over, 390. Indefinitely postponed, 402.
- No. 310, S. A bill to amend chapter 113 of the revised statutes, relating to circuit courts. Senator MacBride, 184. Judiciary, 184. Reported favorably, 223. Ordered engrossed, 232. Correctly engrossed, 237. Read third time and passed, 252. Assembly concurs, 406. Correctly enrolled, 445. Approved, 476. Published as chapter 119.
- 311, S. A bill to provide for tax commission. Senator Kingston, by request, 184. Judiciary, 184. Reported, recommended recommitted to Assessment and Collection of Taxes, 268. Reported adversely, 370. Indefinitely postponed, 391.
- 312, S. A bill to secure better management and organization of town institutes, and to repeal chapter 62 of the laws of 1887. Senator Apple, 184. Referred to Senator Apple, and ordered not printed, 184. Reported, recommitted to Agriculture, and recommended printed, 262. So ordered, 262.
- 313, S. A bill to amend section 14 of chapter 163 of the laws of Wisconsin, of the year 1887, entitled, "An act to create the third municipal court for Barron county." Senator Taylor, 184. Judiciary, 184. Reported favorably, 618. Rules suspended, bill read third time and passed, 666. Assembly concurs, 722. Correctly enrolled, 743. Approved, 766. Published as chapter 417.
- 314, S. A bill to amend section 1584a and 1584b, of the revised statutes of the state of Wisconsin. Senator Taylor, 185. State Affairs, 185. Reported favorably, 448. Recommitted to State Affairs, 473. Reported adversely, 500. Indefinitely postponed, 517.
- 315, S. A bill to submit to the people an amendment to section 1, of article X, of the constitution of the state of Wisconsin, relating to education. Senator Taylor, 185. Education, 185.
- 316, S. A bill relating to the branding and labeling of butter and cheese. Senator Burdges, 185. Manufactures and Commerce, 185.
- 317, S. A bill to establish a home for inebriates, and to appropriate money therefor. Senator Bechtner, 185. Charitable and Penal Institutions, 185. Reported with recommendation that it be referred to senator from 5th district, 488. So ordered, 498.
- 318, S. A bill to authorize W. B. Crawford, his heirs and assigns, to erect and maintain a dam on Yellow river in Barron county. Senator Taylor, 185. Referred to Senator Taylor

and ordered not printed, 185. Reported, recommitted to Incorporations and recommended printed, 271. So ordered, 271. Reported favorably, 458. Ordered engrossed, 472. Correctly engrossed, 490. Read third time, passed, 506. Title corrected, 506. Concurred in, 622. Correctly enrolled, 658. Approved, 695. Published as chapter 322.

No. 319, S. A bill to amend section 593 of the revised statutes for the year 1878, as amended by chapter 266, of the laws of 1880, as amended by section 2, of chapter 202, of the laws of 1881, as amended by section 1, of chapter 35, of the laws of 1883, and chapter 223, of the laws of 1889, relating to fees of county judges. Senator Taylor, 185. Referred to Senator Taylor and ordered not printed, 185. Reported, recommitted to Judiciary and recommended printed, 222. So ordered, 232. Reported favorably, 296. Ordered engrossed, 309. Correctly engrossed, 344. Read third time and passed, 350. Assembly concurs, 477. Correctly enrolled, 491. Approved, 521. Published as chapter 153.

320, S. A bill relating to the sale of lands for the non-payment of taxes and the expiration of the period of redemption therefrom. Senator Taylor, 186. Referred to Senator Taylor and ordered not printed, 186. Reported, recommitted to Assessment and Collection of Taxes, 271. So ordered, 271. Reported favorably, 370. Ordered engrossed, 390. Correctly engrossed, 396. Read third time and passed, 409. Assembly concurs, 523. Correctly enrolled, 544. Approved, 584. Published as chapter 225.

321, S. A bill to amend the charter of the city of Barron. Senator Taylor, 186. Referred to Senator Taylor and ordered not printed, 186. Reported, recommitted to Incorporations and recommended printed, 264. So ordered, 264. Reported favorably with amendments, 684. Amendments adopted, bill ordered engrossed, 712. Correctly engrossed, 721. Read third time and passed, 730. Assembly concurs, 752. Correctly enrolled, 768. Vetoed, 771. Laid over, 771.

322, S. A bill relating to costs in justice's court in criminal cases. Senator Taylor, 186. Referred to Senator Taylor and ordered not printed, 186. Reported, recommitted to Judiciary and recommended printed, 261. Reported un-

favorably, 350. Indefinitely postponed, 363.

No. 323, S. A bill to amend chapter 452, laws of 1889, entitled, "An act to create the office of dairy and food commissioner, to prescribe his duties, and to make an appropriation." Senator Kidd, 186. State Affairs, 186. Reported with the recommendation that it be recommitted to Agriculture, 534. So ordered, 534. Reported favorably, 543. Laid over, 566. Ordered printed in journal, 568. Re-committed to Judiciary, 580. Reported adversely, 655. Indefinitely postponed, 677.

324, S. A bill to provide for the survey of swamp lands in the township of Freeman. Crawford county, and fixing the minimum price at which the same may be sold. Senator Kidd, 186. Referred to Senator Kidd and ordered not printed, 186. Reported, recommitted to Public Lands and recommended printed, 271. So ordered, 272. Reported favorably, 656. Ordered engrossed, 674. Correctly engrossed, 688. Read third time and passed, 707. Clerk instructed to correct title, 707. Assembly concurs, 752. Correctly enrolled, 768. Approved, 771. Published as chapter 4 8.

325, S. A bill to amend section 3348, of chapter 144, of the revised statutes of 1878, entitled, "Of liens against ships, boats and vessels." Senator Kidd, 186. Referred to Senator Kidd, and ordered not printed, 186.

326, S. A bill to amend sections 1332, 1333, 1334 and 1335 of the revised statutes relating "to encroachments." Senator Clawson, 186. Roads and Bridges, 186. Reported with recommendation that it be recommitted to Judiciary, 312. So ordered, 312. Reported favorably with amendments, 329. Amendments adopted, bill ordered engrossed, 362. Correctly engrossed, 384. Read third time and passed, 398. Concurred in, 659. Correctly enrolled, 706. Approved, 766. Published as chapter 360.

327, S. A bill to change the time of holding the terms of court in St. Croix and Price counties in the eighth judicial circuit. Senator Phipps, 187. Referred to Senator Phipps and ordered not printed, 187.

328, S. A bill to discontinue a state road in the county of Fond du Lac. Senator Stanchfield, 187. Referred to Senator Stanchfield and ordered not printed, 187.

- No. 329, S. A bill to create a state board of pardon. Senator Kidd, 187. Referred to Senator Kidd and ordered not printed, 187.
- 330, S. A bill to authorize the Kickapoo Valley & Northern Railway company to construct and maintain a bridge across the Wisconsin river at or near the village of Wauzeka, in the county of Crawford. Senator Kidd, 187. Referred to Senator Kidd and ordered not printed, 187. Reported, recommitted to Railroads and recommended printed, 264. So ordered, 264. Reported favorably, 510. Ordered engrossed, 526. Correctly engrossed, 535. Read third time and passed, 551. Title corrected, 551. Assembly concurs, 715. Correctly enrolled, 744. Approved, 766. Published as chapter 416.
- 331, S. A bill to amend the charter of the city of Prairie du Chien. Senator Kidd, 187. Referred to Senator Kidd and ordered not printed, 187.
- 332, S. A bill to amend chapter 409, of the laws of 1887, as amended by the several acts amendatory thereof, relating to the city of Berlin. Senator Yahr, 239. Rules suspended, read a third time and passed, 239. Assembly concurs, 239. Correctly enrolled, 246. Approved, 251. Published as chapter 14.
- 333, S. A bill to authorize certain towns in Waupaca and Shawano counties to vote aid to certain railroads. Senator Woodnorth, 274. Incorporated, 274. Reported favorably, 428. Ordered engrossed, 442. Correctly engrossed, 458. Read third time, passed, 469. Assembly concurs, 715. Correctly enrolled, 744. Vetoed, 765. Referred to Railroads, 767. Laid over, 767.
- 334, S. A bill to appropriate to the governor's contingent fund a sum of money therein named. Senator Greene, 284. Claims, 284. Reported favorably, 331. Ordered engrossed, 361. Correctly engrossed, 371. Read third time and passed, 388. Assembly concurs, 560. Correctly enrolled, 609. Approved, 695. Published as chapter 253.
- 335, S. A bill to authorize the town of Newport, in Columbia county, to construct and maintain dams and levees along and across the Wisconsin river. Senator Falconer, 319. State Affairs, 319. Reported favorably with amendments, 447. Amendments adopted, bill ordered engrossed, 472. Correctly engrossed, 490. Read third time, passed, 506. Assembly concurs, 594. Correctly enrolled, 609. Approved, 695. Published as chapter 284.
- No. 336, S. A bill to authorize the village of Kilbourn City to use the Wisconsin river for water works and other municipal purposes, and improve the navigation thereof. Senator Falconer, 319. State Affairs, 319. Reported favorably with amendments, 447. Amendments adopted, bill ordered engrossed, 472. Correctly engrossed, 490. Read third time, passed, 506. Assembly concurs, 594. Correctly enrolled, 621. Approved, 695. Published as chapter 277.
- 337, S. A bill to authorize Winnebago county to construct a sewer across the grounds of the Northern Hospital. Senator Pratt, 345. Charitable and Penal Institutions, 345. Reported favorably, 488. Rules suspended, bill read third time, passed, 508. Assembly concurs, 523. Correctly enrolled, 544. Approved, 584. Published as chapter 230.
- 338, S. A bill to appropriate to the Wisconsin Veterans' Home, at Waupaca, a certain sum of money. Senator Woodnorth, 498. Claims, 498. Reported with substitute, with recommendation to pass substitute, minority report, 626. Amendment offered and adopted, 699. Rules suspended, bill read third time and passed, 699. Correctly enrolled, 757. Approved, 767. Published as chapter 393.
- 339, S. A bill to amend section 6 of chapter 96 of laws of 1891, entitled, "An act to create a municipal court in and for the county of Langlade." Senator Kingston, 518. Rules suspended, bill read third time and passed, 518. Concurred in, 610. Correctly enrolled, 621. Approved, 695. Published as chapter 278.
- 340, S. A bill to amend section 331 of the annotated statutes of Wisconsin. Senator Clawson, by request, 520. Lies over and ordered printed, 520. Taken up for consideration, 567. Amendment offered, which was adopted, bill ordered engrossed, 568. Correctly engrossed, 583. Read third time and passed, 597. Assembly refused to order third reading, 697.
- 341, S. A bill to fix the time for holding court in the Sixth judicial circuit. Senator Conner, 530. Judiciary, 530. Reported favorably, 556. Ordered engrossed, 579. Correctly engrossed, 583. Read third time, passed, 595. Concurred in, 659. Correctly enrolled, 706. Approved, 766. Published as chapter 397.



- No. 342, S. A bill to amend chapter 238 of the laws of 1882, entitled, "An act to incorporate the city of Mouroe." Senator Clawson, 530. Rules suspended, bill read third time and passed, 530. Assembly concurs, 545. Correctly enrolled, 558. Governor requested to return bill, 582. Governor returns bill, 594. Returned to assembly, 597. Assembly amends and concurs in as amended, 610. Correctly enrolled, 621. Approved, 635. Published as chapter 271.
- 343, S. A bill to amend section 3 of chapter 1 of the charter of the city of Milwaukee, and the acts amendatory thereof. Senator Kroeger, 530. Milwaukee Delegation, 530.
- 344, S. A bill to amend section 1 of chapter 52 of the laws of 1879, entitled, "An act to regulate the time for holding the general terms of the circuit court of the Eighth judicial district, and to authorize the circuit judge of said court to appoint special terms therein," as amended by section 1 of chapter 135 of the laws of 1885, and section 1 of chapter 350 of the laws of 1889. Senator Phipps, — Judiciary, —. Reported favorably, 600. Rules suspended, bill read third time and passed, 604. Assembly concurs, 623. Correctly enrolled, 639. Approved, 695. Published as chapter 326.
- 345, S. A bill to authorize the village of Casville to establish an academy and to assess, levy and collect taxes for the erection and maintenance thereof, and to issue bonds for the purpose of borrowing money to build and maintain the same for other purposes. Senator Kidd, 571. Judiciary, 571. Reported without recommendation, 683. Amendment offered and adopted, rules suspended, bill read third time and passed, 712. Clerk instructed to correct title, 712. Concurred in, 751. Correctly enrolled, 770. Approved, 773. Published as chapter 476.
- 346, S. A bill directing the county board of Milwaukee county to provide suitable quarters for the additional judge of the superior court for Milwaukee county. Senator Kempf, 599. Rules suspended, read third time and passed, 599. Assembly concurs, 623. Correctly enrolled, 639. Approved, 695. Published as chapter 325.
- 347, S. A bill to amend section 25, of the revised statutes of 1878, entitled "Of the manner of conducting elections." Senator Lees, 607. General File, ordered printed, 607. Ordered engrossed, 675. Correctly engrossed, 705. Passed, 730. Assembly amends and concurs in as amended, 752. Senate concurs in assembly amendments, 753. Correctly enrolled, 770. Approved, 773. Published as chapter 446.
- No. 348, S. A bill to legalize the acts of the village of Spring Green in issuing one thousand dollar loan to the Spring Green, Wyoming & Wisconsin River Wagon Bridge company, and in paying an additional five hundred dollars to said company. Senator Avery, 607. Judiciary, 607. Reported favorably, 635. Rules suspended, bill read third time and passed, 639. Concurred in, 659. Correctly enrolled, 721. Vetoed, 765. Referred to Incorporations, 767. Laid over, 767.
- 349, S. A bill to regulate the sale of intoxicating liquors under physicians' prescriptions. Senator Connor, 607. Judiciary, 607. Reported with recommendation that it be referred to State Affairs, 626. So ordered, 626. Reported adversely, 686. Indefinitely postponed, 713.
- 350, S. A bill granting to the United States jurisdiction over certain lands in Ashland county. Senator Kingston, 629. Rules suspended, bill read third time and passed, 629. Assembly concurs, 715. Correctly enrolled, 743. Approved, 766. Published as chapter 412.
- 351, S. A bill relating to diet of inmates of county jails. Senator Falconer, 629. State Affairs, 629. Reported favorably, 655. Ordered engrossed, 675. Correctly engrossed, 688. Read third time and passed, 707. Assembly concurs, 752. Correctly enrolled, 763. Approved, 767. Published as chapter 392.
- 352, S. A bill to amend the charter of the city of Dodgeville. Senator Joiner, 647. Rules suspended, bill read third time and passed, 648. Correctly enrolled, 757. Approved, 767. Published as chapter 391.
- 353, S. A bill to authorize the commissioners of public lands, with approval of the governor, to settle claims of the state against past state treasurers. Senator Kennedy, 648. Public Lands, 648. Reported without recommendation, 671. Rules suspended, bill read a third time and passed, 700. Assembly concurs, 741. Correctly enrolled, 744. Approved, 767. Published as chapter 410.
- 354, S. A bill to provide copies of the railroad map for 1891, to members of the legislature



who have not received the same. Senator Nash, 673. General File, 673. Ordered engrossed, 700. Correctly engrossed, 721. Read third time and passed, 732. Assembly amends and concurs in as amended, 752. Assembly amendments concurred in, 753. Correctly enrolled, 770. Approved, 773. Published as chapter 447.

No. 355, S. A bill to amend section 1, general laws of 1891, entitled "An act to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river." Senator Kempf, 699. Rules suspended, bill read third time and passed, 699. Concurred in, 736. Correctly enrolled, 743. Approved, 767. Published as chapter 411.

356, S. A bill to amend chapter 197, of the laws of 1885, entitled "An act to reduce the laws incorporating the city of Hudson

in the county of St. Croix, and the state of Wisconsin, and the several acts amendatory thereof, in one act." Senator Phipps, 699. Rules suspended, and bill read a third time and passed, 699. Concurred in, 736. Correctly enrolled, 744. Approved, 767. Published as chapter 415.

No. 357, S. A bill to amend section 3, of chapter 1, of the charter of Milwaukee, and the several acts amendatory. Senator Kroeger, 760. Rules suspended, bill read third time and passed, 760.

358, S. A bill providing for placing of fishways on dams in Dunn county, the charter of which requires the construction of such fishways. Senator Miller, 760. Rules suspended, bill read third time and passed, 760. Assembly concurs, 762. Correctly enrolled, 770. Approved, 773. Published as chapter 418.

# HISTORY

OF

## Senate Resolutions.

- No. 1, S. Senator Kingston. Appointment of standing and joint committees, 5. Adopted, 5.
- 2, S. Senator Persons. Notifying assembly of senate organization, 5. Adopted, 5.
- 3, S. Senator Kroeger. Adopting the rules of last session, 6. Adopted, 6.
- 4, S. Senator Apple. Inviting the resident clergy to open the sessions of the senate by prayer, 9.
- 5, S. Senator Kroeger. Constituting the Milwaukee Delegation a special committee, 28. Adopted, 28.
- 6, S. Senator Nash. Granting the use of the senate chamber for the Wisconsin Editorial Association, 31. Lies over, 31. Adopted, 35.
- 7, S. Senator Pratt. Resolved, That when the senate adjourns that it be until 8 P. M., Monday, January 26th, 37. Adopted, 37.
- 8, S. Senator Taylor. Relating to the printing of senate journal, joint resolutions of a general nature, memorials and bills, 52. Printing, 52.
- 9, S. Senator Main. Relating to an official state paper, 73. Lies over, 74. Motion to lay on table. Laid on table, 96.
- 10, S. Senator Greene. Appointing senators to fill vacancies existing in the standing committees of the senate, 130. Adopted, 130.
- 11, S. Senator Clawson. Relating to obtaining certain information from the state treasurer, 131. Lies over, 131. State Affairs, 143.
- No. 12, S. Senator Lees. Calling on Edward C. McFetridge and Henry B. Harshaw, late state treasurers, for certain information, 148. Lies over, 150. Amendment offered, 178.
- 13, S. Senator Mead. Instructing the committee on Privileges and Elections to prepare amendments to the "Cooper election law," 159. Lies over, 159. Adopted, 191.
- 14, S. Senator Clawson. Regarding the crimes of fornication, adultery and rape, 159. Lies over, 160. Adopted, 191.
- 15, S. Senator MacBride. Fixing the time when bills referred to select committees of one be reported back, on February 27th, 187. Lies over, 187. Amendment offered. Resolution and amendment laid on table, 191.
- 16, S. Senator Woodnorth. Granting the use of the senate chamber for the State Conference of Charities, Thursday evening, February 26th, 199. Adopted, 199.
- 17, S. Senator Woodnorth. Resolved, That the State Conference of Charities be granted the use of the senate chamber this afternoon, after two o'clock, 227. Adopted, 227.
- 18, S. Senator Voss. Requesting the assembly to return No. 657, A., for further consideration, 287.
- 19, S. Senator Clawson. In relation to the newspaper reports reflecting upon the reputation and character of Hon. Joseph Woodnorth, 392. State Affairs, 393.

- No. 20, S. Senator Greene. Requesting the governor to return assembly bill No. 648, A., to the senate for further consideration, 446. Adopted, 446.
- 21, S. Senator Miller. Requesting the assembly to return bill No. 493, A., for further consideration, 481.
- 22, S. Senator Greene. Requesting the chief clerk of the senate to report to the senate the condition of business in this body, 498.
- 23, S. Senator Clawson. Requesting assembly to return No. 848, A., 617. Adopted, 617.
- 24, S. Senator Greene. Requesting the chief clerk of the senate to report to the senate the condition of business in the senate, 633. Adopted, 633.
- 25, S. Senator Voss. That no senator be allowed to speak longer than five minutes at a time on any question, 634. Rejected, 634.
- 26, S. Senator Voss. That no senator be allowed to speak longer than ten minutes at a time on any question, 645. Adopted, 645.
- 27, S. Senator Kennedy. That no senator be allowed to speak longer than five minutes, henceforth during this session, and only once on any subject without the unanimous consent of the senate, 670. Adopted, 670.
- No. 28, S. Senator Apple. Requesting the assembly to return No. 296, A., for further consideration, 683. Adopted, 683.
- 29, S. Senator Mead. Requesting the assembly to return No. 493, A., for further consideration, 683. Adopted, 683.
- 30, S. Senator Clawson. Resolution of thanks to Hon. Charles Jonas, 739. Adopted, 739. Correctly enrolled, 757.
- 31, S. Senator Main. Resolved, That the thanks of the senate be and are hereby tendered to the chief clerk and sergeant-at-arms of the senate, and their respective forces for the uniform courtesy and prompt exercise of their duties, including the messenger boys, 739. Adopted, 739.
- 32, S. By Senator Yahr. Directing the superintendent of public property to furnish certain books to the committee on Town and County Organizations, 749. Adopted, 749. Correctly enrolled, 757.
- 32, S. Senator MacBride. Resolution of thanks to the reporters of the press, 761. Adopted, 761.

# HISTORY

OF

## Senate Jt. Resolutions.

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- No. 1, S. Senator Nash. Adopting joint rules of last session, 6. Adopted, 6.
- 2, S. Senator Pratt. Appointing a committee to wait upon the governor, 6. Adopted, 6. Concurred in, 7.
- 3, S. Senator Kennedy. Providing for book for the senate, 6. Adopted, 6. Concurred in, 10.
- 4, S. Senator Pratt. Inviting the justices of the supreme court and state officers to be present at the joint session, 8. Adopted, 8. Concurred in, 8.
- 5, S. Senator Greene. Appointing joint select committee of eighteen, seven from senate, eleven from assembly, 9. Lies over, 10. Adopted, 29. Received with amendments, 46. Amendments concurred in, 47.
- 6, S. Senator Woodnorth. Adjourning the legislature, 10. Adopted, 10. Concurred in, 10.
- 7, S. Senator Conner. Creating a special joint committee, 26. Lies over, 27. Recommended to State Affairs, 32. Recommended to Senator Conner, 72.
- 8, S. Senator Kroeger. Amending section 3, of article 11, of the constitution of the state of Wisconsin, 27. Lies over, 27. Recommended to Judiciary, 32. Referred to Milwaukee Delegation, 72. Reported favorably with recommendation that it be recommended to Judiciary, 548. So ordered, 548. Reported favorably, 655. Adopted, 673. Non-concurred, 742.
- 9, S. Senator Voss. Providing for a supply of session laws, 33. Amendment offered, 38. Amended, adopted, 38. Concurred in, 46.
- No. 10, S. Senator Phipps. Amending section 4, of article 6, of the constitution of the state of Wisconsin, 36. Lies over, 37. Recommended to Judiciary, 40. Reported adversely, 655. Indefinitely postponed, 674.
- 11, S. Senator Kingston. Requesting the superintendent of the United States census bureau to furnish to the secretary of state the census report of the state of Wisconsin, 39. Rules suspended and adopted, 40. Concurred in, 46.
- 12, S. Senator Taylor. Providing that the supervision of public instruction shall be vested in a state superintendent and such other officers as the legislature shall direct, 47. Education, 47. Reported favorably, 118. Recommended to Judiciary, 126. Reported adversely, 655. Indefinitely postponed, 673.
- 13, S. Senator Avery. Agreeing to a proposed amendment to subdivision 9, of section 31, of article 4 of the constitution of the state of Wisconsin, 52. Judiciary, 52. Reported favorably, 540. Rules suspended, read third time, passed, 550. Concurred in, 659. Correctly enrolled, 721.
- 14, S. Senator Kempf. Relating to the adjournment of the legislature, 73. Adopted, 73. Concurred in, 92.
- 15, S. Senator Taylor. Proposing an amendment to section 5, of article 1, of the constitution of the state of Wisconsin, re-

- lating to jury trials, 93. Judiciary, 102. Reported adversely, 655. Indefinitely postponed, 674.
- No. 16, S. Senator Phipps. Providing for the adjournment of the legislature until Tuesday morning, 115. Adopted, 115.
- 17, S. Senator Bechtner. To amend section 23, of article 4, of the constitution, relating to town and county government, 115. Lies over, 115. Judiciary, 126. Reported favorably with amendment, 444. Amendment adopted, 451. Correctly engrossed, 465.
- 18, S. Senator Kingsten. Authorizing and directing the sergeant-at-arms of the senate to employ a night laborer for the senate chamber, 115. Lies over, 115. Adopted, 126. Concurred in, 154.
- 19, S. Senator Voss. To amend section 4 of article 11, of the constitution of this state relating to a law for the incorporation of banks, 136. Judiciary, 136. Reported adversely, 655. Indefinitely postponed, 674.
- 20, S. Senator Bechtner. Authorizing the chief clerk of the senate and the chief clerk of the assembly to have the rules of the senate and assembly, and the joint rules of the senate and assembly properly indexed and printed, 136. Lies over, 136. State Affairs, 155. Reported favorably with amendments, 236. Amendments adopted, resolution adopted as amended, 248. Assembly indefinitely postpones, 420.
- 21, S. Senator MacBride. In relation to the death of General Sherman, 158. Rules suspended, adopted, 159.
- 22, S. Senator MacBride. Fixing the time when all bills referred to committee of one and ordered not printed be reported back to the respective houses in which they were introduced, 192. Adopted, 192. Assembly concurs, 224.
- 23, S. Senator Lees. In relation to free and unlimited coinage of silver, 199. Adopted, 199. Concurred in, 208. Correctly enrolled, 229.
- 24, S. Senator Woodnorth. For adjournment until Tuesday, 10 o'clock A. M., out of respect to the memory of Gen. Sherman, 204. Adopted, 204. Concurred in, 208.
- 25, S. Senator Clawson. In relation to the free and unlimited coinage of silver, 204. Federal Relations, 205.
- No. 26, S. Senator Falconer. Relating to the removal of books from the office of the state superintendent to the library of the State Historical Society, 214. Lies over, 214. Adopted, 224. Assembly concurs, 247. Correctly enrolled, 278.
- 27, S. Senator Greene. Permitting Senator Yahr to introduce a bill, 227. Adopted, 227. Assembly concurs, 238.
- 28, S. Senator Greene. Relating to the return of the direct tax, 244. Lies over, 244. Federal Relations, 252. Reported favorably, 314. Adopted, 335. Assembly concurs, 345.
- 29, S. Senator Voss. Resolved by the senate, the assembly concurring, That the legislature adjourn sine die on Friday, March 27, 1891. Resolved, further, that the committees are hereby directed to report all bills for action on or before Tuesday, March 17, 1891, 250. Lies over, 250. State Affairs, 265.
- 30, S. Senator Greene. Permitting Senator Woodnorth to introduce a bill, 250. Adopted, 250. Assembly concurs, 273.
- 31, S. Senator MacBride. Permitting Senator Greene to introduce a bill, 274. Adopted, 274. Assembly concurs, 279.
- 32, S. Senator Woodnorth. Requesting the governor to return bill No. 127, S., for further consideration, 287. Assembly concurs, 300.
- 33, S. Senator Greene. Permitting Senator Falconer to introduce two bills, 306. Adopted, 306. Assembly concurs, 317.
- 34, S. Senator Kingston. Relating to agricultural and mechanical arts, 306. Lies over, 306. State Affairs, 318. Reported favorably, 344. Laid over, 349. Adopted, 358. Assembly concurs, 450. Correctly enrolled, 466.
- 35, S. Senator Kroeger. Permitting Senator G. W. Pratt to introduce a bill, 322. Adopted, 322. Assembly concurs, 341.
- 36, S. Senator Kingston. Requesting the governor to return bill No. 200, A., to the senate for further consideration, 328. Adopted, 328. Assembly concurs, 341.
- 37, S. Senator Conner. Relating to the election of Hon. John M. Palmer, as U. S. senator for the state of Illinois, 329. Federal Relations, 329.
- 38, S. Senator Clawson. Relating to the adjournment of the legislature, 342. Adopted, 342.



- No. 39, S. Senator Pratt. Requesting the governor to return to the assembly No. 242, S., for further consideration, 353. Adopted, 354. Assembly concurs, 365.
- 40, S. Senator Price. Authorizing Senator Kidd to introduce a bill, 433. Adopted, 434.
- 41, S. Senator MacBride. Granting leave to Senator Phipps to introduce a bill, 474. Adopted, 474. Assembly concurs, 492.
- 42, S. Senator MacBride. Allowing Senator Woodnorth to introduce a bill, 487. Adopted, 487. Assembly concurs, 492.
- 43, S. Senator Lees. Granting leave to Senator Clawson to introduce a bill, 487. Lies over, 487. Adopted, 505. Assembly concurs, 513.
- 44, S. Senator Greene. Authorizing Senator P. J. Clawson to introduce a bill, 497. Adopted, 497. Assembly concurs, 513.
- 45, S. Senator Main. Granting permission to the State Historical Society to exhibit such portion of its collections at the world's fair as they agree upon, 498. Adopted, 498. Assembly concurs, 513.
- 46, S. Senator Kennedy. Granting leave to Senator Conner to introduce a bill, 509. Adopted, 509. Assembly concurs, 512.
- 47, S. Senator Phipps. Relating to the adjournment of the legislature, 510. Adopted, 510. Assembly concurs, 512.
- 48, S. Senator Lees. Granting leave to Senator Kingston to introduce a bill, 510. Adopted, 510. Assembly concurs, 512.
- 49, S. Senator MacBride. Granting leave to Senator Herman Kroeger to introduce a bill, 519. Adopted, 519. Assembly concurs, 536.
- 50, S. Senator MacBride. Providing for joint committee to prepare resolutions in eulogy of and in respect to the memory of Judge Taylor, 539. Adopted, 539. Assembly concurs, 549.
- 51, S. Senator Bechtner. Permitting Senator Kempf to introduce a bill, 547. Adopted, 547. Assembly concurs, 561.
- 52, S. Senator Clawson. Requesting the governor to return to the senate No. 312, S., 582. Adopted, 582. Assembly concurs, 585.
- 53, S. Senator Apple. Granting permission to Senator Conner to introduce a bill, 591. Adopted, 591. Assembly concurs, 611.
- No. 54, S. Senator Joiner. Granting permission to Senator Avery to introduce a bill, 592. Adopted, 592. Assembly concurs, 611.
- 55, S. Senator Lees. Allowing Senator Kingston to introduce a bill, 592. Adopted, 592. Assembly refuses to concur, 623.
- 56, S. Senator Main. Grant leave to Senator Falconer to introduce a bill, 616. Adopted, 616. Assembly concurs, 628.
- 57, S. Senator Lees. Granting leave to Senator Kingston to introduce a bill, 617. Adopted, 617. Assembly concurs, 628. Referred to committee of one, 753.
- 58, S. Senator Persons. Granting leave to Senator Joiner to introduce a bill. Adopted, 634. Concurred in, 647.
- 59, S. Senator Kingston. Resolved by the senate, the assembly concurring, That all business cease on Wednesday, April 22, 1891, except reports from the committee on Enrolled Bills and messages from his excellency, the governor, and between the two houses, and that all standing committees except the committee on Enrolled Bills on Their Third Reading in the assembly, shall report all bills in their hands on or before Monday, April 20, 1891, and that the legislature adjourn sine die at 4 o'clock on Saturday, April 25, 1891. Adopted, 634. Assembly concurs, 697.
- 60, S. Senator Phipps. Granting leave to Senator Kennedy to introduce a bill, 645. Adopted, 645. Concurred in, 647.
- 61, S. Senator Yahr. That 127, A., be recalled from the governor for correction, 654. Adopted, 654. Assembly concurs, 672.
- 62, S. Senator Greene. Requesting the governor to return to the senate for correction, No. 214, A., 682. Adopted, 682. Assembly concurs, 698.
- 64, S. Senator Kroeger. Granting leave to Senator Kempf to introduce a bill, 682. Adopted, 683. Assembly concurs, 698.
- 63, S. Senator MacBride. To permit Senator Phipps to introduce a bill, 682. Adopted, 682. Assembly concurs, 698.
- 65, S. By special joint committee on Sturgeon Bay Canal. Relating to auditing the disbursements incurred and to be incurred in the construction, repair and management of the Sturgeon Bay canal, 691.

Rules suspended, resolution adopted, 692. Assembly concurs, 715. Correctly enrolled, 744.

No. 66, S. Senator Bechtner. To permit Senator Kroeger to introduce a bill, 739. Adopted, 739. Assembly concurs, 741. Assembly returns, 742. Corrected and returned to assembly, 742.

67, S. Senator Kennedy. Requesting the secretary of war to cause

certain obstructions to be removed from the upper Mississippi river, 748. Adopted, 748.

No. 68, S. Senator Kingston. Resolution in eulogy of and in respect to the memory of Hon. David Taylor, 748. Adopted, 748. Assembly concurs, 758.

69, S. Senator Kidd. Permitting Senator Miller to introduce a bill, 755. Adopted, 755. Assembly concurs, 758.

# HISTORY

OF

## Senate Memorials to Congress

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No. 1, S. Relating to the election of United States senators. Senator Kroeger, 52. Federal Relations, 52. Reported favorably, 687. Ordered engrossed, 712. Correctly engrossed, 720. Read third time and adopted, 730. Assembly concurs, 752. Correctly enrolled, 768.

No. 3, S. For an appropriation to and in repairing the Sturgeon Bay and Lake Michigan ship canal and harbor, and to relieve the same from tolls. Joint committee on Sturgeon Bay canal, 692. Rules suspended, memorial read third time and passed, 692. Assembly concurs, 741. Correctly enrolled, 770.

# HISTORY

## OF

# SENATE PETITIONS.

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- 48, S. Petition of the St. Croix County Alliance, against abolishment of the offices of dairy and food commissioners and state veterinary surgeon, and against the repeal of the laws relative to farm institutes. Senator Phipps, 203. Agriculture, 203.
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- 50, S. Petition of Derksen and Peek, Anton Schuer and two hundred and seventy others, of Oshkosh, Wisconsin, praying for passage of bill No. 25, S., to protect labels and trade marks of trades unions. Senator Pratt, 212. State Affairs, 212.
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- 62, S. Petition of West & Waltinsdorf and 39 citizens of Eau Claire, asking passage of No. 25, S., to protect labels and trade marks of trades unions. Senator MacBride, 213. State Affairs, 213.
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- 65, S. Petition of John Dingler and 188 others, cigar makers of La Crosse, praying for the passage of No. 25, S., to protect labels and trade marks of trades unions. Senator Conner, 214. State Affairs, 214.
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- 77, S. Petition of Henry S. McBain, clerk of the circuit court of Eau Claire county, Wis., and other county officers, of Eau Claire county, against the passage of bill No. 16, S. Senator MacBride, 267. Charitable and Penal Institutions, 268.
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- 80, S. Petition of A. B. Hays, and 4 others, from Racine county, against bill No. 16, S., abolishing the State Board of Supervision and the State Board of Charities and Reform. Senator Apple, 275. Charitable and Penal Institutions, 275.
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- 82, S. Petition of Nic. Langer, and others, of Ozaukee county, asking for a continuance of Farmers' Institutes as now organized. Senator Horn, by request, 276. Agriculture, 276.

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- 85, S. Petition of A. C. Hansen and B. F. Smith, trustees of La Crosse county insane asylum, and others, against the passage of No. 16, S., a bill to abolish the State Board of Supervision and State Board of Charities and Reform. Senator Conner, 286. Charitable and Penal Institutions, 286.
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- 117, S. Petition of N. Olson, and others, against the passage of bill No. 557, A. Senator Fetzer, 380. Town and County Organizations, 380.
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- 126, S. Petition of James Wickham, and others, members of the bar of Eau Claire, against the repeal of chapter 128, laws of 1889, relating to court reporters. Senator Phipps, 571. Judiciary, 571.
- 129, S. Petition of E. W. Helms, and others, members of the bar of the city of Hudson, Wisconsin, against the repeal of chapter 128, laws of 1889, relative to court reporters. Senator Phipps, 599. Judiciary, 600.



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- 132, S. Petition of John F. Grace, and 70 others, citizens of Iowa county, against the passage of No. 623, A. Senator Joiner, 621. Judiciary, 621.
- 133, S. Petition of L. B. Caswell, and 14 others, citizens of the town of Koshkonong, against the passage of senate bill No. 263. Senator Greene, 625. Incorporations, 625.
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- 153, S. Petition of J. Kuhn, and others, of Milwaukee, praying for the passage of bill No. 481, A. Senator Bechtner, 670. Finance, Banks and Insurance, 670.



- No. 154, S. Petition of Chas. Haase, and others, of Milwaukee, praying for the passage of bill No. 481, A. Senator Bechtner, 670. Finance, Banks and Insurance, 670.
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- 158, S. Petition of W. H. Filley, and fourteen others, of Albany, praying for the passage of bill No. 481, A. Senator Clawson, 701. General File, 701.

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# ASSEMBLY BILLS.

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- No. 1, A. A bill to repeal chapter 519 of the laws of the state of Wisconsin for the year 1889, entitled, "An act concerning the education and employment of children." Received from assembly, 46. Education, 47. Reported favorably, 77. Concurred in, 103. Published as chapter 4.
- 3, A. A bill to repeal chapter 499, of the general laws of 1889, relating to the registry of electors. Received from assembly, 467. Privileges and Elections, 468. Assembly requests return of bill, 477. Returned to assembly, 478.
- 4, A. A bill to repeal chapter 462 of the laws of 1889, entitled "An act to authorize the building and maintenance of a toll bridge across the Wisconsin river in Wood county, between the cities of Grand Rapids and Centralia." Received from assembly, 405. Incorporations, 406. Reported favorably with amendments, 429. Amendments adopted and bill ordered to third reading, 437. Read third time and concurred in, 454. Assembly concurs in senate amendments, 468. Motion made to recall bill from assembly for further consideration, 517. Senate refused to recall, 517. Recalled from assembly, 528. Assembly returns, 536. Vote reconsidered, amendment offered and adopted, bill read third time and concurred in, 537. Senate amendments concurred in, 561. Published as chapter 239.
- 5, A. A bill authorizing the building of a dock in Sturgeon Bay. Received from assembly, 201. Incorporations, 202. Reported favorably, 269. Ordered to third reading, 281. Concurred in. Published as chapter 30.
- No. 6, A. A bill to amend chapter 352, of the general laws of 1887, entitled "An act to amend section 1771 of chapter 86 of the revised statutes of 1878, entitled 'Of the organization of corporations'" Received from assembly, 523. Judiciary, 524. Reported favorably with amendments, 531. Amendments adopted, bill ordered to third reading, 552. Read third time and concurred in, 513. Published as chapter 274.
- 7, A. A bill granting to the United States the jurisdiction over certain lands in Sheboygan county. Received from assembly, 133. State Affairs, 133. Reported favorably, 220. Ordered to a third reading, 231. Concurred in, 240. Passed over veto, 405. Laid over until March 24th, 406. Passed over veto, 420. Published as chapter 68.
- 8 A. A bill relating to liens upon logs, timber, lumber, cord-wood, railroad ties, tan and other barks, piling, telegraph poles, telephone poles, fence posts, paving timber, stove bolts and staves. Received from assembly, 298. Judiciary, 301. Reported favorably with amendment, 313. Recommended to Incorporations, 337. Reported favorably with amendment, 457. Amendments adopted, bill ordered to third reading, 471. Concurred in, 478. Assembly concurs in senate amendments, 493. Published as chapter 139.
- 10, A. A bill relating to public printing, and amendatory of section 344 of chapter 20 of the revised statutes. Received from the assembly, 75. General File, 75. Concurred in, 103. Published as chapter 3.

- No. 11, A. A bill to amend chapter 450 of the laws of 1889, entitled, "An act relating to and fixing the corporate limits of the city of Milwaukee," approved April 16, 1889." Received from assembly, 238. Milwaukee Delegation, 239. Reported favorably, 333. Ordered to third reading, 351. Concurred in, 359. Published as chapter 82.
- 15, A. A bill to authorize Bernard Deiter to build and maintain a pier in waters of Sturgeon Bay, Door county. Received from assembly, 238. Incorporations, 239. Reported favorably, 269. Ordered to a third reading, 281. Concurred in, 293. Published as chapter 31.
- 16, A. A bill to protect trade and commerce against unlawful trusts and monopolies. Received from assembly, 646. Judiciary, 647. Reported unfavorably, 684. Amendment offered and rejected, bill indefinitely postponed, 723.
- 18, A. A bill to amend the charter of the Wisconsin River Improvement Company. Received from assembly, 298. Incorporations, 301. Reported favorably, 457. Ordered to third reading, 470. Concurred in, 478. Published as chapter 196.
- 20, A. A bill to exempt the town of Caledonia, Columbia county, from the operations of chapter 90, laws of 1885, and chapter 340, laws of 1889. Received from assembly, 238. Judiciary, 239. Reported favorably, 288. Ordered to third reading, 302. Recommended to Claims, 308. Reported favorably, 381. Ordered to third reading, 399. Concurred in, 409. Senate request return of bill from assembly, 424. Bill returned as requested, 431. Reconsidered, —. Read third time and concurred in, 431. Published as chapter 121.
- 21, A. A bill to authorize the Hagemeister Brewing company to build piers in Sturgeon Bay. Received from assembly, 238. Incorporations, 239. Reported favorably, 269. Ordered to third reading, 281. Concurred in, 293. Published as chapter 32.
- 22, A. A bill to amend chapter 498, of the laws of 1887, entitled, "An act to amend chapter 248, of the laws of 1887, entitled, "An act to amend the charter of the city of Milwaukee." Received from assembly, 215. Milwaukee Delegation, 215. Reported favorably, Senator Kempf dissenting, 333. Ordered to third reading, 351. Concurred in, 360. Published as chapter 66.
- No. 26, A. A bill to amend section 1, chapter 28, of the laws of 1880, entitled, "An act to amend section 1938, chapter 89, of the revised statutes of 1878, relating to town insurance companies." Received from assembly, 223. Incorporations, 224. Reported favorably, 236. Rules suspended, read third time and concurred in, 240. Published as chapter 22.
- 27, A. A bill to protect all citizens in their civil and legal rights. Received from assembly, 405. Judiciary, 406. Reported adversely, 488. Non-concurred in, 506.
- 28, A. A bill to amend section 3775, of the revised statutes of 1878, relative to the fees of jurors in justice court. Received from assembly, 396. Judiciary, 397. Reported favorably, 403. Ordered to third reading, 422. Read third time and concurred in, 436. Published as chapter 106.
- 30, A. A bill to amend chapter 79, of the annotated statutes of Wisconsin, relating to rates of interest. Received from assembly, 298. Judiciary, 301. Reported favorably, 313. Ordered to third reading, 337. Laid over, 350. Finance, Banks and Insurance, 360. Reported without recommendation, 688. Concurred in, 708. Assembly requested to return, 730. Assembly returns as requested, 742. Vote reconsidered, recommitted to Finance, Banks and Insurance, 742. Reported unfavorably, 756. Non-concurred in, 760.
- 31, A. A bill to amend chapter 274, of the laws of 1880, entitled, "An act authorizing the city of Winona to construct, operate and maintain a bridge across the Mississippi river." Received from assembly, 355. Incorporations, 357. Reported favorably, 428. Third reading ordered, 437. Concurred in, 454. Published as chapter 97.
- 33, A. A bill relating to terms of court in the eleventh judicial circuit. Received from the assembly, 37. Rules suspended, concurred in, 37. Published as chapter 2.
- 36, A. A bill to authorize Union school district of the city and town of Ripon to borrow money to build and equip a school building in the city of Ripon, Wisconsin. Received from the assembly, 75. Reported favorably, 101. Ordered to a third reading, 111. Concurred in, 127. Published as chapter 7.

- No. 39, A. A bill to amend section 4381 of the revised statutes of 1878, as amended by chapter 368, of the laws of 1889, relating to the crime of rape. Received from assembly, 133. Judiciary, 133. Reported favorably, 600. Ordered to third reading, 612. Concurred in, 639. Published as chapter 350.
- 40, A. A bill to amend section 2 of chapter 385, of the laws of 1889, entitled, "An act relating to the discharge of insolvent debtors who make voluntary assignments." Received from assembly, 133. Judiciary, 133. Reported favorably, 343. Ordered to a third reading, 351. Concurred in, 359. Published as chapter 83.
- 41, A. A bill to amend chapter 509, of the laws of 1889. Received from assembly, 536. Roads and Bridges, 537. Reported favorably, 592. Ordered to third reading, 612. Concurred in, 640. Published as chapter 367.
- 44, A. A bill prohibiting the selling, giving to, purchasing or procuring tobacco, opium or other narcotics in any form to certain minors. Received from assembly, 450. Judiciary, 451. Reported favorably, 530. Amendment offered, senate refused to lay amendment on the table, 553. Amendments adopted, bill ordered to a third reading, 553. Read third time and concurred in, 574. Assembly refuses to concur in senate amendment, 604. Senate adhered to the senate amendments, 698. Assembly requests a committee of conference, 722. Committee of conference agreed on, 723. Reported favorably, 728. Report adopted, 736. Published as chapter 484.
- 45, A. A bill to authorize the county of Portage to borrow money of the state. Received from assembly, 459. Town and County Organizations, 480. Reported favorably, 511. Ordered to a third reading, 525. Concurred in, 538. Published as chapter 231.
- 48, A. A bill to amend chapter 73 of the laws of 1885, entitled, "An act to incorporate the city of Augusta." Received from assembly, 201. Incorporations, 202. Reported favorably, 207. Rules suspended, read third time, concurred in, 215. Published as chapter 10.
- 52, A. A bill to repeal chapter 455 of the laws of 1889 and to prevent deception in the sale of cheese. Received from assembly, 536. Agriculture, 537. Reported favorably, 543. Ordered to third reading, 552. Read third time and concurred in, 574. Published as chapter 264.
- No. 53, A. A bill to amend chapter 383 of the laws of 1889, entitled, "An act to amend chapter 525, of the laws of 1887, entitled 'An act to amend chapter 442 of the laws of 1885, entitled 'An act to provide for the drainage and reclamation of certain lands in Dane county.'" Received from assembly, 154. Rules suspended, amendment offered and adopted. Bill as amended concurred in, 155. Assembly concurs in senate amendments, 177. Published as chapter 9.
- 54, A. A bill to amend section 290 of the revised statutes of 1878, relating to distribution of stationery. Received from assembly, 696. Printing, 698. Reported favorably with amendments, 719. Rules suspended, concurred in, 734. Assembly concurs in senate amendments, 741. Published as chapter 463.
- 55, A. A bill to amend the charter of the city of Tomah, Monroe county, Wis. Received from assembly, 238. Incorporations, 239. Reported favorably, 313. Ordered to third reading, 337. Concurred in, 350. Published as chapter 57.
- 57, A. A bill to appropriate the sum of money therein named to the Wisconsin Industrial School for Girls. Received from assembly, 545. General File, 545. Ordered to third reading, 552. Concurred in, 576. Published as chapter 247.
- 60, A. A bill to provide for state depositories and regulate the deposit of public moneys therein. Received from assembly, 523. Finance, Banks and Insurance, 524. Reported favorably with amendments, 541. Amendment adopted, bill laid over, 553. Ordered to a third reading, 577. Concurred in, 587. Assembly concurs in senate amendments, 604. Published as chapter 273.
- 61, A. A bill relating to Watertown Mutual Benevolent Association, and amendatory of section 1, chapter 204, of the general laws of 1879, as amended by chapter 246 of the general laws of 1881, and chapter 249 of the general laws of 1882, and by chapter 94 of the general laws of 1883, and by chapter 458 of the general laws of 1885, and by chapters 42, 198, 509 and 554, of the general laws of 1887. Received from assembly, 696. Incorporations, 698. Reported favorably with amendments, 719. Rules suspended, concurred in, 734. Amend-

- ments offered and adopted and ordered to a third reading, 746. Rules suspended and concurred in, 747. Assembly concurs in senate amendments, 758. Published as chapter 477.
- No. 62, A. A bill conferring civil, criminal and appellate jurisdiction upon the county court of of Waukesha county, Wis. Received from assembly, 355. Judiciary, 357. Reported favorably, Senators MacBride and Taylor dissenting, 445. Senate refuses to recommit, 456. Amendment offered and rejected, 456. Rules suspended, bill read third time and concurred in, 456. Published as chapter 99.
- 63, A. A bill relating to liens upon logs, timber, lumber, cord wood, railroad ties, tan and other barks, piling, telegraph poles, telephone poles, fence posts, paving timber, mining timber, stave bolts and staves. Received from assembly, 559. State Affairs, 561. Reported without recommendation, 685. Ordered to a third reading, 724. Indefinitely postponed, 745. Assembly requested to return for further consideration, 753. Assembly returns as requested, 757. Vote by which non-curred in, reconsidered, amendment offered and rejected, 758.
- 64, A. A bill relating to justices of the peace and constables in certain cities and villages, and relating to appeals therefrom. Received from assembly, 201. Judiciary, 202. Reported unfavorably, 540. Non-concurred in, 554.
- 65, A. A bill authorizing the city of Oconto, to issue bonds in a sum not exceeding sixteen thousand dollars. Received from assembly, 223. Incorporations, 224. Reported favorably, 269. Ordered to third reading, 281. Concurred in, 292. Published as chapter 33.
- 69, A. A bill to repeal chapter 467, of the laws of 1885, entitled, "An act to suppress and prevent the spread of infectious and contagious diseases among domestic animals, and to provide for the appointment of a state veterinarian." Received from assembly, 273. Agriculture, 273. Reported favorably, 314. Ordered to third reading, 337. Laid over, 350. Agriculture, 360. Reported favorably with amendments, 393. Recommitted to Claims, 423. Reported adversely with minority report, 502. Laid over until Wednesday, 515. Indefinitely postponed, 526. Motion to reconsider rejected, 529.
- No. 71, A. A bill to amend the city charter of the city of Merrill. Received from assembly, 292. Incorporations, 292. Reported favorably, 296. Rules suspended, read third time, passed, 297. Published as chapter 42.
- 72, A. A bill to provide for the collection, arrangement and display of the products of the state of Wisconsin at the World's Columbian Exposition of 1893, and to make an appropriation therefor. Received from assembly, 751. Ruled out of order, 754.
- 73, A. A bill to amend section 965, revised statutes of 1878, relating to appointments to fill vacancies in state offices. Received from assembly, 223. Judiciary, 224. Reported favorably with amendments, 343. Amendments adopted, bill ordered to third reading, 352. Concurred in, 359. Assembly concurs in senate amendment, 386. Published as chapter 84.
- 74, A. A bill to relieve members of the Life Saving and Light-house service from the payment of poll tax. Received from assembly, 419. State Affairs, 421. Reported favorably, 500. Laid over until Thursday, 515. Indefinitely postponed, 526.
- 75, A. A bill to authorize the erection of a dam across the Red river in Shawano county, Wis., and to grant certain powers and privileges to persons therein mentioned. Received from assembly, 355. Incorporations, 357. Reported favorably, 458. Ordered to third reading, 470. Concurred in, 478. Published as chapter 175.
- 76, A. A bill to amend section 2 of chapter 19, of the laws of Wisconsin, for 1887, entitled, "an act to provide for a register of probate in the county of Rock." Received from assembly, 273. Judiciary, 273. Reported favorably, 296. Ordered to third reading, 309. Rules suspended, read third time and concurred in, 310. Published as chapter 43.
- 77, A. A bill to amend section 3982, of the revised statutes, relating to guardians and wards. Received from assembly, 201. Judiciary, 202. Reported favorably, 296. Ordered to third reading, 309. Read third time, concurred in, 310. Published as chapter 27.
- 78, A. A bill to amend section 1, of chapter 366, of the laws of 1885, entitled, "An act to amend section 2624, of the revised statutes of 1878, and providing for a change of place of trials from county



- and municipal courts." Received from assembly, 201. Judiciary, 202. Reported unfavorably, 656. Non-concurred in, 680.
- No. 79, A. A bill to repeal chapter 347 of the laws of 1887, entitled, "An act to regulate the practice of veterinary medicine and surgery." Received from assembly, 223. Agriculture, 224. Reported favorably, 314. Ordered to third reading, 337. Laid over, 350. Agriculture, 360. Reported favorably, 382. Made special order for March 24th, 401. Made special order for March 27, 438. Made special order for April 1st, 470. Indefinitely postponed, 508. Senate refuses to reconsider the vote indefinitely postponing the bill, 516.
- 81, A. A bill to authorize the city of Milwaukee to issue bonds for public library and museum building. Received from assembly, 298. Milwaukee Delegation, 301. Reported favorably with amendments, 381. Amendments adopted and bills ordered to third reading, 400. Concurred in, 409. Senate amendments concurred in, 430. Published as chapter 93.
- 83, A. A bill to authorize the city of Milwaukee to issue bonds for reconstruction and repair of bridges and approaches thereto. Received from assembly, 298. Milwaukee Delegation, 301. Reported favorably, with amendments, 381. Amendment adopted, bill ordered to third reading, 400. Concurred in, 409. Senate amendments concurred in, 430. Published as chapter 107.
- 84, A. A bill to authorize the city of Milwaukee to issue bonds for purchase of school sites and erection of school-houses. Received from assembly, 298. Milwaukee Delegation, 301. Reported favorably, with amendments, 381. Amendments adopted, bill ordered to third reading, 400. Concurred in, 409. Senate amendments concurred in, 430. Published as chapter 108.
- 85, A. A bill to authorize the city of Milwaukee to issue bonds for the purchase and improvement of public parks. Received from assembly, 299. Milwaukee Delegation, 301. Reported favorably, with amendments, 381. Amendments adopted, bill ordered to third reading, 400. Concurred in, 409. Senate amendments concurred in, 430. Published as chapter 92.
- No. 86, A. A bill to authorize the city of Milwaukee to issue bonds for erection of a city hall. Received from assembly, 299. Milwaukee Delegation, 301. Reported favorably, with amendments, 382. Amendments adopted, bill ordered to third reading, 400. Concurred in, 409. Senate amendments concurred in, 430. Published as chapter 91.
- 88, A. A bill to authorize the city of Milwaukee to issue bonds for extension of its system of water works. Received from assembly, 299. Milwaukee Delegation, 301. Reported favorably, with amendments, 381. Amendments adopted, bill ordered to third reading, 400. Concurred in, 409. Senate amendments concurred in, 431. Published as chapter 90.
- 89, A. A bill to raise special tax, west sewerage district, city of Milwaukee. Received from assembly, 297. Assessment and Collection of Taxes, 301. Reported favorably, 443. Ordered to third reading, 456. Concurred in, 469. Published as chapter 176.
- 90, A. A bill to authorize the city of Milwaukee to raise a special tax in the south sewerage district of said city. Received from assembly, 238. Milwaukee Delegation, 239. Reported favorably, 333. Ordered to third reading, 351. Concurred in, 359. Published as chapter 89.
- 91, A. A bill to authorize the city of Milwaukee to raise a special tax in the Bay View sewerage district of said city. Received from assembly, 238. Milwaukee Delegation, 239. Reported favorably, 333. Ordered to third reading, 351. Concurred in, 359. Published as chapter 88.
- 92, A. A bill to amend section 1227, of the revised statutes of the state of Wisconsin for the year 1878, relating to guide boards. Received from the assembly, 217. Judiciary, 248. Reported favorably, 365. Rules suspended, bill read third time and concurred in, 374. Published as chapter 70.
- 93, A. A bill to provide for fishways in dams on the Baraboo river, in Sauk county. Received from assembly, 658. State Affairs, 660. Reported without recommendation, 685. Indefinitely postponed, 702.
- 95, A. A bill to amend section 2637, of the revised statutes of Wisconsin, relating to service of summons in process upon aid or benefit associations or corporations, not having attorney or agents within this state. Received from assem-

- bly, 278. Judiciary, 279. Reported favorably with amendment, 540. Amendment adopted, bill ordered to third reading, 552. Read third time and concurred in, 574. Senate amendments concurred in, 595. Published as chapter 252.
- No. 97, A. A bill to amend section 2, chapter 443, laws of 1889, to extend the time of shooting wild duck and wild goose from the first day of December till the following first day of May. Received from assembly, 751. State Affairs, 753. Reported favorably, 756. Rules suspended, bill read a third time and concurred in, 760. Published as chapter —.
- 98, A. A bill to incorporate the city of Tomahawk. Received from the assembly, 120. Judiciary, 121. Reported favorably with amendments, 206. Amendments adopted ordered to third reading, 215. Concurred in, 224. Assembly concurs in senate amendments, 238. Assembly returns bill as requested, 334. By unanimous consent the vote by which the bill was concurred in was reconsidered, and amendment was offered, and adopted, the bill read a third time and concurred in, 335. Assembly concurs in senate amendment, 348. Published as chapter 58.
- 99, A. A bill to amend chapter 124, laws of 1871, entitled "An act to incorporate the trustees of Milwaukee county orphan's board." Received from assembly, 536. Milwaukee Delegation, 537. Reported favorably, 548. Ordered to a third reading, 577. Concurred in, 587. Published as chapter 272.
- 101, A. A bill entitled "A bill allowing county boards to allow a certain amount to county superintendents for traveling expenses." Received from assembly, 5-2. Education, 524. Reported adversely, 602. Senate refuses to indefinitely postpone, bill ordered to third reading, 614. Concurred in, 640. Published as chapter 368.
- 102, A. A bill to authorize Lou Graham, E. C. Allen and L. J. Cook, their associates, heirs and assigns, to build and maintain a dam, piers and booms in and across the Wisconsin river in Oneida county, and to prohibit interference therewith. Received from assembly, 449. Incorporations, 451. Reported favorably, 458. Ordered to third reading, 470. Concurred in, 478. Published as chapter 177.
- No. 104, A. A bill to amend chapter 23, of the private and local laws of Wisconsin for the year 1867, entitled "An act to incorporate the Wisconsin yearly meeting of Free Will Baptists." Received from assembly, 223. State Affairs, 224. Reported favorably, 236. Ordered to a third reading, 253. Concurred in, 265. Published as chapter 28.
- 109, A. A bill to permit the building of a wagon bridge across Black river, in the county of La Crosse. Received from assembly, 491. Town and County Organizations, 494. Reported favorably, 637. Ordered to a third reading, 650. Read third time and concurred in, 665. Published as chapter 369.
- 110, A. A bill to legalize the actions of the Rockland Mutual Fire Insurance company of Manitowoc county, Wis. Received from assembly, 585. Finance, Banks and Insurance, 587. Reported favorably, 602. Ordered to third reading, 612. Concurred in, 640. Published as chapter 384.
- 114, A. A bill relating to the constructing and maintaining fishways in the dams of Tomowog or Waupaca and Crystal rivers in Waupaca and Portage counties. Received from assembly, 430. Incorporations, 421. Reported adversely, 464. Refused concurrence, 479.
- 118, A. A bill to amend section 3992 of the revised statutes of 1878, as amended. Received from assembly, 202. Judiciary, 202. Reported favorably, 258. Ordered to third reading, 281. Title was amended, 292. Assembly concurs in senate amendment to title, 300. Concurred in, 727. Published as chapter 34.
- 120, A. A bill for the prevention of child labor. Received from assembly, 238. State Affairs, 239. Reported favorably, 291. Ordered to third reading, 302. Laid over until March 12th, 304. Recommitted to Education, 335. Reported favorably with amendment, 395. Amendments adopted and bill ordered to third reading, 423. Read third time and concurred in, 436. Assembly concurs in senate amendments, 450. Published as chapter 109.
- 121, A. A bill to revise, consolidate and amend the charter of the city of Sparta and the several acts amendatory thereof. Received from assembly, 154. Incorporations, 155. Reported favorably with amendments, 229. Rules suspended, amendments adopted and bill concurred in, 230. Published as chapter 23.

- No. 123, A. A bill to fix terms of court for Ninth judicial circuit. Received from assembly, 133. Rules suspended, concurred in, 133. Published as chapter 6.
- 124, A. A bill relating to the preservation of fish, game and birds, and to the office of fish and game wardens. Received from assembly, 646. State Affairs, 647. Reported favorably, 654. Amendments offered and adopted, bill ordered to a third reading, 679. Concurred in, 701. Assembly concurs in senate amendments, 722. Published as chapter 436.
- 127, A. A bill to authorize the city of Stevens Point to borrow money to pay its indebtedness for railroad purposes. Received from assembly, 545. Incorporations, 545. Reported favorably, 571. Ordered to third reading, 589. Concurred in, 597. Requesting governor to return, 654. Governor returns, 678. Vote by which bill was concurred in, was reconsidered, amendment offered and adopted, bill read a third time and concurred in, 696. Assembly concurs in senate amendments, 722. Published as chapter 450.
- 128, A. A bill entitled, "An act to amend chapter 260 of the laws of 1887, entitled, 'An act to revise, consolidate and amend the charter of the city of Stevens Point, approved May 17, 1858, and several acts amendatory thereof.'" Received from assembly, 223. Incorporations, 224. Reported favorably, 259. Ordered to third reading, 281. Concurred in, 293. Published as chapter 38.
- 129, A. A bill to amend section 1802, revised statutes, relating to railroads. Received from assembly, 536. Railroads, 537. Reported favorably, 636. Ordered to a third reading, 650. Concurred in, 665. Published as chapter 370.
- 131 A. A bill to provide for the incorporation of trust, annuity, guaranty, safe deposit and security companies, and to repeal chapter 158, laws of 1887, entitled, "An act to amend chapter — of the laws of 1885, entitled, 'An act to provide for the organization of trust companies,'" and the repeal of chapter 33, laws of 1885, entitled "An act to provide for the organization of trust companies, and to repeal chapter 294 of the laws of 1883, entitled, 'An act to provide for the organization of trust companies.'" Received from assembly, 544. Judiciary, 545. Reported favorably with amendments,
556. Amendment adopted, bill ordered to a third reading, 577. Concurred in, 587. Assembly concurs in senate amendments, 603. Published as chapter 263.
- No. 132, A. A bill to provide for proper records of commitments to industrial schools and orphan asylums. Received from assembly, 585. Judiciary, 586. Reported favorably, 600. Ordered to third reading, 612. Concurred in, 640. Published as chapter 371.
- 133, A. A bill to amend section 3533 of revised statutes, to correspond with section 3164 of revised statutes, as it is amended by chapter 186 of laws of 1889. Received from assembly, 467. Incorporations, 468. Reported favorably, 541. Ordered to third reading, 552. Read third time and concurred in, 575. Title corrected, 575. Assembly agrees to senate amendment of title, 604. Published as chapter 303.
- 134, A. A bill for the appointment of a register of probate for the county of Kenosha. Received from assembly, 202. Judiciary, 202. Reported favorably, 365. Rules suspended, read third time and concurred in, 374. Published as chapter 64.
- 135, A. A bill to prevent the peddling of election tickets upon election day in cities having a population of 150,000 inhabitants or over. Received from assembly, 406. Referred to Milwaukee delegation, 407. Reported favorably, 443. Ordered to third reading, 456. Concurred in, 469. Published as chapter 178.
- 136, A. A bill to provide for the regulation, control and government of election primaries in counties having a population exceeding 150,000 inhabitants. Received from assembly, 696. Judiciary, 698. Reported favorably, 718. Rules suspended, bill read third time and concurred in, 734. Published as chapter 439.
- 138, A. A bill to define the powers and duties of the park commissioners and establish a fund for the maintenance of parks and boulevards by the city of Milwaukee. Received from assembly, 340. Milwaukee Delegation, 342. Reported favorably, 443. Ordered to third reading, 456. Concurred in, 469. Published as chapter 179.
- 139, A. A bill to amend sections 3 and 5, of chapter 7, of the charter of the city of Milwaukee, being chapter 184, of the laws of 1874, entitled, "an act to re-

wise, consolidate, and amend the charter of the city of Milwaukee and the several acts amendatory thereof." Received from assembly, 298. Milwaukee Delegation, 301. Reported favorably, 443. Ordered to third reading 460. Concurred in, 469. Published as chapter 180.

No. 140, A. A bill to amend section 6, of section 3, of chapter 4, of chapter 184, of the laws of 1874, being, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof." Received from assembly, 405. Milwaukee Delegation, 407. Ordered to third reading, 460. Concurred in, 469. Published as chapter 181.

141, A. A bill to amend section 10, of chapter 12, of chapter 184, of the laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof." Received from assembly, 299. Milwaukee Delegation, 301. Reported favorably, 333. Ordered to third reading, 351. Concurred in, 359. Published as chapter 73.

142, A. A bill to amend section 3, of chapter 12, of chapter 184, laws of 1874, entitled "An act to revise and consolidate the charter of the city of Milwaukee, and the several acts amendatory thereof." Received from assembly, 397. Incorporations, 397. Reported favorably, 428. Third reading ordered, 437. Concurred in, 454. Published as chapter 141.

143, A. A bill to amend subsection 40, of section 3, of chapter 4, of chapter 184, of the laws of 1874, being, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof," and the revised acts amendatory thereof. Received from assembly, 399. Milwaukee Delegation, 301. Reported favorably, 333. Ordered to third reading, 351. Concurred in, 359. Published as chapter 74.

44, A. A bill to amend subsection 63, of section 3, of chapter 184, laws of 1874, being, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the revised acts amendatory thereof," and other revised acts amendatory thereof. Received from assembly, 299. Milwaukee

Delegation, 301. Reported favorably, 333. Ordered to third reading, 351. Concurred in, 359. Published as chapter 75.

No. 145, A. A bill to amend section 4256, revised statutes, so as to the right of action to a dependent sister or brother. Received from assembly, 466. Judiciary, 468. Reported unfavorably, 556. Non-concurred in, 579.

148, A. A bill to provide for fishways in dams on the Trempealeau river, in Jackson and Trempealeau counties. Received from assembly, 658. State Affairs, 660. Reported favorably, 686. Ordered to a third reading, 724. Rules suspended, bill read third time and concurred in, 727. Published as chapter 451.

149, A. A bill to authorize H. C. Payne, his heirs, associates or assigns, to build and maintain a dam across the Yellow river. Received from assembly, 297. Incorporations, 301. Reported favorably, 428. Third reading ordered, 437. Concurred in, 454. Published as chapter 142.

151, A. A bill to amend the charter of the city of Ahnapee. Received from assembly, 340. Incorporations, 342. Reported favorably, 428. Third reading ordered, 437. Concurred in, 454. Published as chapter 145.

152, A. A bill to amend section 2464, revised statutes, relating to county court. Received from assembly, 308. Judiciary, 308. Reported favorably, 380. Ordered to a third reading, 399. Concurred in, 409. Published as chapter 85.

155, A. A bill to amend chapter 134 of the laws of 1889, relating to the charter of the city of Onalaska. Received from assembly, 491. Incorporations, 494. Reported favorably, 532. Ordered to third reading, 552. Read third time and concurred in, 574. Published as chapter 305.

157, A. A bill to create the 16th judicial circuit out of the counties of Marathon, Lincoln and Oneida. Received from assembly, 252. Judiciary, 252. Reported favorably, Senators Lees and Clawson dissenting, 268. Ordered to third reading, 281. Laid over until March 10th, 292. Laid over until March 12th, 309. Read third time and concurred in, 336. Published as chapter 41.

159, A. A bill to repeal chapter 270, laws of 1887, as amended by chapter 505, laws of 1889, entitled, "An act to change the boundaries of the towns of Forest



- county, and relating to taxation in said county." Received from assembly, 215. Town and County Organizations, 215. Reported favorably, 277. Ordered to third reading, 293. Concurred in, 302. Published as chapter 40.
- No. 161, A. A bill to secure the better preservation of game. Received from assembly, 595. State Affairs, 595. Reported favorably, 637. Amendment offered, rejected, bill laid over until night, 658. Amendment offered and rejected, 662. Amendment offered and rejected, 662. Bill ordered to a third reading, 663. Vote ordering to a third reading reconsidered, 666. Amendments offered and adopted, 666. Amendments offered and adopted, 679. Amendments offered and adopted and bill ordered to a third reading, 679. Concurred in, 680. Assembly amends senate amendments, 714. Concurred in, 716. Published as chapter 351.
- 163, A. A bill to amend the charter of the city of Milwaukee in relation to street sprinkling. Received from assembly, 559. Milwaukee Delegation, 562. Reported favorably, 620. Ordered to third reading, 642. Concurred in, 649. Published as chapter 372.
- 164, A. A bill to fix the compensation of the stationery clerk of the assembly as provided in section 1, of chapter 522, of the laws of 1889, relating to legislative employes. Received from assembly, 202. Claims, 202. Reported favorably, 235. Ordered to a third reading, 253. Concurred in, 266. Assembly requests return of bill for further consideration, 273. Received from assembly, 279. Legislative Expenditures, 279. Reported favorably, 315. Read third time and concurred in, 336. Published as chapter 48.
- 165, A. A bill for an act to amend section 1863, of chapter 87, of revised statutes, relating to railroads. Received from assembly, 545. Railroads, 546. Reported favorably, 636. Ordered to a third reading, 650. Concurred in, 665. Published as chapter 387.
- 166, A. A bill to amend chapter 319, of the laws of 1887, entitled, "An act relating to forms for and statements of licensed insurance companies, and amendatory of section 1971, of the revised statutes, entitled, 'of insurance corporations,'" Received from assembly, 491. Finance, Banks and Insurance, 494. Reported favorably with amendments, 541. Amendments rejected, bill ordered to a third reading, 578. Concurred in, 588. Published as chapter 302.
- No. 168, A. A bill to repeal section 1, of chapter 453, of the laws of 1889, in relation to fishing industries. Received from assembly, 604. Rules suspended, bill read third time and concurred in, 604. Published as chapter 291.
- 169, A. A bill to repeal section 2, of chapter 520, laws of 1887, in relation to fishing industries. Received from assembly, 419. State Affairs, 421. Reported favorably, 500. Laid over until Wednesday, 515. Ordered to a third reading, 525. Concurred in, 538. Published as chapter 233.
- 173, A. A bill to amend section 4567, of chapter 185, of the revised statutes, relating to the killing of insect devouring birds. Received from assembly, 247. Agriculture, 248. Reported favorably, 314. Ordered to third reading, 337. Concurred in, 350. Published as chapter 56.
- 174, A. A bill for an act legalizing the acts and proceedings of the electors and board of supervisors of the town of Stockbridge, in Calumet county, and to authorize the board of supervisors of said town to maintain a poor farm in said town of Stockbridge. Received from assembly, 299. Judiciary, 301. Reported favorably with amendments, 329. Amendments adopted, bill ordered to third reading, 352. Concurred in, 359. Assembly concurs in senate amendments, 386. Published as chapter 65.
- 176, A. A bill to fix the time for holding terms of court in the seventh judicial circuit. Received from assembly, 154. Rules suspended, read a third time and concurred in, 155. Published as chapter 8.
- 177, A. A bill to amend section 2 of chapter 439, of the laws of 1885, relating to the Wisconsin National Guard. Received from assembly, 396. Military Affairs, 398. Reported favorably, 542. Recommended to Claims, 553. Reported favorably, 602. Ordered to third reading, 612. Concurred in, 641. Published as chapter 344.
- 186, A. A bill to authorize the city of Elroy to borrow money and issue its corporate bonds therefor. Received from assembly, 154. Incorporations, 155. Reported favorably, 289. Rules suspended, concurred in, 291. Published as chapter 37.



- No. 187, A. A bill to amend chapter 159, laws of 1885, entitled, "An act to revise, codify, and amend chapter 278, laws of 1874, entitled, 'an act to incorporate the city of Shawano, and the several acts amendatory thereof,'" Received from assembly, 238. Incorporations, 239. Reported favorably, 269. Ordered to third reading, 281. Concurred in, 293. Published as chapter 36.
- 188, A. A bill to amend section 2, chapter 167, laws of 1881, as amended by chapter 279, laws of 1889, and fixing the minimum rate of interest on loans of trust funds. Received from assembly, 340. Finance, Banks and Insurance, 342. Reported favorably, 383. Ordered to third reading, 399. Concurred in, 409. Senate requests return of bill from assembly, 424. Returned as requested, 440. Vote to concur, reconsidered by unanimous consent. Amendment offered and adopted, and bill concurred in as amended, 440. Assembly concurs in senate amendments, 459. Published as chapter 143.
- 189, A. A bill granting to the United States jurisdiction over certain lands in Racine county. Received from assembly, 522. Judiciary, 524. Reported favorably, 540. Rules suspended, bill read third time and concurred in, 554. Published as chapter 240.
- 200, A. A bill to incorporate the city of Phillips, Price county, Wis. Received from assembly, 223. Incorporations, 224. Reported favorably, 236. Rules suspended, read third time and concurred in, 243. Governor returns bill for further consideration, 354. The vote by which it was concurred in reconsidered and amendments offered, 363. Bill and amendments recommitted to Incorporations, 364. Concurred in, 374. Assembly concurs in senate amendments, 477. Published as chapter 130.
- 201, A. A bill to amend sections 2, 6, 9, 12 and 14, of chapter 470 of the laws of 1887, entitled "An act to suppress vagabondage and to repeal chapter 188 of the laws of 1879, as amended by chapter 291 of the laws of 1882, and chapter 342 of the laws of 1883, as amended by chapter 343 of the laws of 1885." Received from assembly, 646. Judiciary, 647. Reported unfavorably, 656. Non-concurred in, 660.
- 202, A. A bill to amend section 14 of chapter 239 of the laws of Wisconsin for the year 1887, entitled "An act to create a municipal court for Lincoln county." Received from assembly, 355. Judiciary, 357. Reported favorably, 365. Rules suspended, bill read third time and concurred in, 374. Published as chapter 71.
- No. 203, A. A bill to amend the charter of the city of Seymour. Received from assembly, 238. Incorporations, 239. Reported favorably with amendments, 314. Amendments adopted, bill ordered to third reading, 337. Read third time and concurred in, 350. Assembly concurs in senate amendments, 386. Published as chapter 72.
- 204, A. A bill conferring additional jurisdiction on the county courts of Portage county. Received from assembly, 559. Judiciary, 561. Reported favorably, 600. Ordered to third reading, 612. Concurred in, 640. Published as chapter 557.
- 206, A. A bill to amend section 3187, revised statutes, relating to notices of pendency of actions by filing. Received from assembly, 355. Judiciary, 357. Reported favorably with amendments, 618. Amendments adopted, bill ordered to third reading, 642. Concurred in, 649. Assembly concurs in senate amendments, 672.
- 208, A. A bill to provide fishways in dams and other obstructions on the Brule river, in Douglas county. Received from assembly, 405. State Affairs, 406. Reported favorably, 500. Recommitted to Incorporations, 515. Reported favorably, 532. Ordered to third reading, 552. Read third time and concurred in, 574. Published as chapter 251.
- 210, A. A bill entitled "An act to provide for a uniform policy of fire insurance to be made and issued in this state by all insurance companies taking fire risks on property within the state." Received from assembly, 299. Finance, Banks and Insurance, 301. Reported favorably with amendment, 458. Amendment adopted, bill ordered to third reading, 471. Concurred in, 478. Senate amendments concurred in, 493. Published as chapter 195.
- 212, A. A bill relating to the education of deaf mutes and blind. Received from assembly, 396. Education, 397. Reported favorably, 542. Recommitted to Claims, 553. Reported favorably, 602. Ordered to third reading, 612. Concurred in, 640. Published as chapter 331.

- No 214, A. A bill to repeal sections 1053 and 1054 of the revised statutes, relating to the assessment of taxes. Received from assembly, 419. Assessment and Collection of Taxes, 421. Reported favorably, 499. Ordered to third reading, 514. Concurred in, 524. Vote reconsidered, and bill recommitted to Assessment and Collection of Taxes, 535. Reported favorably with an amendment, 627. Rules suspended, amendments adopted, bill read third time and concurred in, 627. Assembly concurs in senate amendments, 647. Requesting governor to return, 682. Governor returns, 695. Vote by which, was concurred in, reconsidered, bill recommitted to Judiciary, 699. Reported favorably with amendments, 718. Amendments adopted, bill concurred in, 734. Assembly concurs in senate amendments, 741. Published as chapter 438.
- 215, A. A bill to appropriate to Philip Rossman a sum of money therein named. Received from assembly, 492. General File, 494. Ordered to third reading, 586. Concurred in, 514. Published as chapter 209.
- 216, A. A bill to provide for fishways in dams on Sugar river, in Green county. Received from assembly, 622. State Affairs, 624. Reported adversely, 637. Non-concurred in, 650. Non-concurred in, was reconsidered, and bill recommitted to State Affairs, 653. Reported favorably, 654. Recommitted to State Affairs, 679. Reported without recommendation, 685. Indefinitely postponed, 700.
- 217, A. A bill to amend section 2, of chapter 296, of the laws of 1885, as amended by section 1, of chapter 404, of the laws of 1887, relating to excise and sale of intoxicating liquors. Received from assembly, 419. State Affairs, 421. Reported favorably, 534. Motion to suspend the rules refused, 535. Refused third reading, 554.
- 218, A. A bill to amend section 655 of the revised statutes, as amended by chapter 257 of the laws of 1882, and chapter 35 of the laws of 1887, relating to the removal of county seats. Received from assembly, 610. Judiciary, 611. Reported adversely, 635. Amendment offered and rejected, 650. Non-concurred in, 653. Motion to reconsider vote by which bill was non-concurred in, laid upon the table, 653.
- 219, A. A bill to authorize the city of Rice Lake to issue bonds and to raise money for the erection of public buildings therein, and to convey such buildings to the county of Barron upon the conditions therein expressed, and to legalize the acts, proceedings and ordinances of the common council of said city in relation thereto, and the grant of such buildings to said county. Received from assembly, 466. Judiciary, 468. Reported favorably with amendments, 683. Rules suspended, amendment adopted, bill read third time and concurred in, 689. Assembly concurs in senate amendments, 715. Published as chapter 390.
- No. 220, A. A bill to reduce the rate of interest on tax sale certificates and amendatory of section 1165, of the revised statutes, entitled, "Of lands sold for taxes." Received from assembly, 247. Assessment and Collection of Taxes, 248. Reported favorably with an amendment, 370. Recommitted to Judiciary, 389. Reported favorably, 445. Amendments adopted, bill ordered to third reading, 461. Concurred in, 469. Senate amendments concurred in, 493. Published as chapter 182.
- 221, A. A bill to authorize the construction of a bridge across Rock river, in the town of Watertown, Jefferson county. Received from assembly, 355. Roads and Bridges, 357. Reported favorably, 383. Ordered to third reading, 399. Laid over, 409. Read third time and concurred in, 422. Published as chapter 76.
- 223, A. A bill to protect the fish in Sturgeon bay. Received from assembly, 396. State Affairs, 398. Reported favorably, 448. Ordered to third reading, 471. Vote ordering to third reading reconsidered, bill recommitted to State Affairs, 472. Reported without recommendation, 685. Concurred in, 708. Published as chapter 435.
- 225, A. A bill relating to the appointment and salaries of undersheriffs and deputy sheriffs in Milwaukee county, and to amend section 2, of the laws of 1877, as amended by chapter 207 of the laws of 1882. Received from assembly, 522. Milwaukee Delegation, 524. Reported favorably, 534. Ordered to third reading, 552. Read third time and concurred in, 574. Published as chapter 301.
- 226, A. A bill to authorize William Chalmers, his associates or assigns, to build and maintain a dam and other improvements on Spring Brook, in Washburn county, Wisconsin. Received from assembly, 396. Incorporations, 397.

- Reported favorably, 428. Third reading ordered, 437. Concurred in, 454. Published as chapter 149.
- No. 237, A. A bill to authorize Carl E. Peterson, his associates and assigns, to construct and maintain a dam across Trade river, in Burnett county, Wis. Received from assembly, 355. Incorporations, 357. Reported favorably, 428. Third reading ordered, 437. Concurred in, 454. Published as chapter 148.
- 228, A. A bill fixing the time of spawning or closed season for Brule river, in Douglas county. Received from assembly, 396. Incorporations, 397. Reported favorably, 428. Third reading ordered, 437. Concurred in, 454. Published as chapter 138.
- 230, A. A bill to consolidate and amend an act to incorporate the city of Green Bay, and the several acts amendatory thereof. Received from assembly, 223. Incorporations, 224. Reported favorably, 229. Rules suspended, read third time, concurred in, 230. Published as chapter 20.
- 234, A. A bill to secure religious freedom in public reformatories and prisons. Received from assembly, 355. Charitable and Penal Institutions, 357. Reported favorably, 531. Laid over, 553. Ordered to a third reading, 577. Concurred in, 588. Published as chapter 300.
- 238, A. A bill to incorporate the city of Greenwood, Clark county. Received from assembly, 435. Rules suspended, bill concurred in, 435. Published as chapter 131.
- 242, A. A bill to amend section 408, of the revised statutes of 1878, as amended by chapter 214, of the laws of 1883, as amended by chapter 7, of the laws of 1885, relating to appropriation for teachers' institutes. Received from assembly, 658. Education, 660. Reported favorably, 671. Ordered to a third reading, 702. Recommended to Education, 708. Reported favorably, 719. Rules suspended, concurred in, 734. Published as chapter 462.
- 245, A. A bill to amend section 1, chapter 212, of the laws of 1889, entitled, "An act to amend section 1927, of the revised statutes, as amended by chapter 421, of the laws of 1885, relating to town insurance companies. Received from assembly, 476. Finance, Banks and Insurance, 478. Reported favorably, 602. Ordered to third reading, 612. Concurred in, 612. Published as chapter 514.
- No. 246, A. A bill to authorize the Commercial Bridge company, its successors and assigns, to build and maintain a free wagon, foot or railroad bridge over and across the waters of Sturgeon Bay, between the city of Sturgeon Bay and the village of Bay View, in the county of Door, state of Wisconsin. Received from assembly, 512. Roads and Bridges, 513. Reported favorably, with an amendment, 502. Rules suspended, amendment adopted, bill read third time and concurred in, 614. Senate amendments concurred in, 628. Published as chapter 324.
- 248, A. A bill to permit the building of a wagon bridge across Black river, in the counties of La Crosse and Trempealeau. Received from assembly, 419. Roads and Bridges, 421. Reported favorably, 501. Ordered to third reading, 515. Concurred in, 524. Published as chapter 210.
- 249, A. A bill to confer certain police powers upon agents of Wisconsin humane societies. Received from assembly, 449. Judiciary, 451. Reported favorably, 556. Ordered to a third reading, 577. Concurred in, 588. Published as chapter 252.
- 251, A. A bill to amend section 2 of chapter 248, laws of 1889, relating to manner of conducting elections. Received from assembly, 466. Privileges and Elections, 468.
- 252, A. A bill to authorize the town of Saukville, in the county of Ozaukee, to borrow money and issue bonds to build a bridge. Received from assembly, 247. Incorporations, 248. Reported favorably, 269. Ordered to third reading, 281. Concurred in, 293. Published as chapter 35.
- 253, A. A bill to amend the charter of the city of New London. Received from assembly, 297. Rules suspended, read third time and concurred in, 301. Published as chapter 45.
- 255, A. A bill to amend section 4096 of chapter 176 of the revised statutes, entitled, "Of evidence," as amended by chapter 194, laws of 1882, and by chapter 321, laws of 1885, and by chapter 348, laws of 1889. Received from assembly, 466. Judiciary, 468. Reported unfavorably, 656. Non-concurred in, 680. Vote by which bill was non-concurred was reconsidered and bill laid over, 681. Laid over, 704. Non-concurred in, 726.
- 256, A. A bill to amend chapter 477 of the laws of 1889, relating to fishways in Rock river. Received from assembly, 559.

- Judiciary, 561. Reported favorably with amendments, 635. Amendments adopted, bill ordered to a third reading, 662. Concurred in, 665. Assembly concurs in senate amendments, 697. Published as chapter 345.
- No. 257, A. A bill to repeal section 7 of chapter 443 of the laws of 1889, relating to preservation of game. Received from assembly, 467. State Affairs, 468. Reported favorably, 500. Ordered to third reading, 515. Concurred in, 524. Published as chapter 203.
- 260, A. A bill to amend the charter of the city of Beaver Dam. Received from assembly, 223. Rules suspended, read third time, concurred in, 224. Published as chapter 19.
- 261, A. A bill to amend section 693 of of chapter 36 of the revised statutes, entitled, "Of the county board," as amended by chapter 87 of the laws of 1885. Received from assembly, 467. Town and County Organizations, 468. Reported adversely, 728. Amendment offered and rejected, 746. Rules suspended, bill read a third time and concurred in, 747. Published as chapter 461.
- 264, A. A bill for an act to amend section 2029 of the revised statutes of this state, as amended by chapter 551 of the laws for the year 1887. Received from assembly, 504. Charitable and Penal Institutions, 506. Reported with recommendation that it be recommitted to Judiciary, 619. So ordered, 619. Reported favorably, with amendments, 635. Amendments adopted, bill ordered to a third reading, 662. Concurred in, 665. Assembly concurs in senate amendments, 697. Published as chapter 359.
- 265, A. A bill to amend section 4445 of the revised statutes of 1878, relating to offenses against property. Received from assembly, 504. Judiciary, 505. Reported favorably, 601. Amendments adopted, bill ordered to third reading, 613. Concurred in, 640. Assembly concurs in senate amendments, 660. Published as chapter 358.
- 266, A. A bill to amend section 458, revised statutes, concerning the compensation of the members of the board of examiners of applicants for state certificates. Received from assembly, 646. Education, 647. Reported favorably with amendments, 671. Ordered to a third reading, 703. Concurred in, 708. Assembly concurs in senate amendments, 741. Published as chapter 452.
- No. 267, A. A bill to repeal section 4, chapter 35, laws of 1889, entitled, "An act to amend the charter of the city of Milwaukee." Received from assembly, 740. Milwaukee Delegation, 742. Reported adversely, 749. Non-concurred in, 754.
- 271, A bill to amend section 1319, of the revised statutes, as amended by chapter 126, of the laws of 1879, chapter 315, of laws of 1881, chapter 187, of laws of 1885, and chapter 508, laws of 1889, relating to the construction and repair of bridges. Received from assembly, 522. Roads and Bridges, 524. Reported adversely, 592. Non-concurred in, 615.
- 272, A. A bill to permit the building of a wagon bridge across Sheboygan river, in the county of Sheboygan. Received from assembly, 297. Roads and Bridges, 301. Reported favorably, 312. Ordered to third reading, 337. Concurred in, 350. Published as chapter 55.
- 275, A. A bill providing for issuing bonds and for constructing a viaduct across Menominee valley in the city of Milwaukee. Received from assembly, 299. Milwaukee Delegation, 301. Reported favorably, 381. Recommitted to Milwaukee Delegation, 401. Reported back with amendments, 404. Recommended concurred in, 404. When so amended, 404. Amendments adopted, and bill ordered to third reading, 423. Read third time and concurred in, 436. Assembly concurs in senate amendments, 450. Published as chapter 122.
- 279, A. A bill to amend section 4560 of the revised statutes for the protection of fish in inland waters. Received from assembly, 545. State Affairs, 546. Reported favorably, 686. Amendment offered and adopted, bill ordered to a third reading, 725. Motion to reconsider lost, 731. Concurred in, 734. Assembly amends senate amendments and concurs in as amended, 757. Assembly amendments laid upon table, 759. Assembly recedes from assembly amendments and concurs in senate amendments, 762.
- 281, A. A bill legalizing the acts of the county board of Barron county, and an ordinance passed by them relating to the division of the town of Chetek, and creating the town of Dover. Received from assembly, 298. Judiciary, 301. Reported favorably with amendments, 329. Amendments adopted, bill ordered to third reading, 352.



- Concurred in, 360. Assembly concurs in senate amendment, 386. Published as chapter 77.
- No. 282, A. To authorize the Fifield Manufacturing company to build and maintain a dam across the south fork of Flambeau river in Price county. Received from assembly, 355. Incorporations, 357. Reported favorably with amendments, 429. Amendments adopted and bill ordered to third reading, 437. Concurred in, 455. Assembly concurs in senate amendments, 468. Title corrected, 468. Correction to title concurred in, 469. Published as chapter 140.
- 283, A. A bill to repeal section 1337 of the revised statutes of 1878, relating to encroachments of highways. Received from assembly, 545. Roads and Bridges, 545. Reported favorably, 592. Recommended to Agriculture, 615. Reported adversely, Senator Falconer dissenting, 620. Indefinitely postponed, 642.
- 284, A. A bill to amend section 4189 of the revised statutes relating to evidence. Received from assembly, 298. Judiciary, 301.
- 285, A. A bill to amend section 1896, revised statutes, by creating sub-division 2 thereof, and to provide for the organization and management of corporations for the purpose of insuring property against accident from causes other than fire and lightning. Received from assembly, 340. Finance, Banks and Insurance, 342. Reported favorably, 533. Ordered to third reading, 552. Read third time and concurred in, 574. Published as chapter 299.
- 286, A. A bill relating to fishways in La Crosse river, in the county of La Crosse, Wis. Received from assembly, 559. State Affairs, 561. Reported adversely, 637. Non-concurred in, 663.
- 288, A. A bill to amend section 4 of chapter 13 of chapter 184 of the laws of 1874, entitled "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the revised acts amendatory thereof." Received from assembly, 405. Referred to Milwaukee Delegation, 407. Reported favorably, 433. Ordered to third reading, 460. Concurred in, 469. Published as chapter 183.
- 289, A. A bill to authorize the city of Milwaukee to issue bonds for the construction of a bridge across the Milwaukee river at points in the 13th and 18th wards of said city. Received from assembly, 299. Milwaukee Delegation, 301. Reported favorably, with amendments, 382. Amendments adopted, bill ordered to third reading, 400. Read third time and concurred in, 422. Assembly concurs in senate amendments, 450. Published as chapter 120.
- No. 290, A. A bill for an act to authorize the appointment of a phonographic reporter in the county court of Milwaukee county. Received from assembly, 406. Referred to Milwaukee Delegation, 407. Reported favorably, 443. Ordered to third reading, 460. Concurred in, 470. Published as chapter 184.
- 293, A. A bill to authorize justices of the peace elected in the several wards of the city of Kewaunee to keep their offices and to perform their duties in any part of said city. Received from assembly, 419. Judiciary, 421. Reported favorably, 445. Ordered to third reading, 460. Recommended to Judiciary, 478. Reported favorably, 487. Judiciary, 507. Reported adversely, 556. Non-concurred in, 579.
- 294, A. A bill relating to the city of Kewaunee and to confer upon the common council thereof additional powers. Received from assembly, 449. Incorporations, 451. Reported favorably, 457. Recommended to Judiciary, 471. Reported favorably, 487. Judiciary, 507. Reported adversely, 557. Non-concurred in, 579.
- 296, A. A bill for the protection of fish in lakes and streams in Waukesha county. Received from assembly, 622. State Affairs, 624. Ordered to a third reading, 661. Amendments offered, which were adopted, bill read third time and concurred in, 667. Assembly concurs in senate amendments, 697. Assembly requested to return, 683. Returned as requested, 698. Laid over, 698. Returned to assembly, 706. Assembly concurs in senate amendments, 722. Published as chapter 454.
- 297, A. A bill to amend section 4 of chapter 32, of the laws of 1882, as amended by section 2, of chapter 393, of the laws of 1887, providing for the compensation of the register in probate for Dane county. Received from assembly, 355. Judiciary, 357. Rules suspended, read third time and concurred in, 357. Published as chapter 78.
- 298, A. A bill to amend chapter 468, of laws of 1889, entitled "An act to amend chapter 441 of laws of 1887, entitled 'An act to extend the lien law of the state.'" Received from as-



- sembly, 449. Judiciary, 451. Reported with recommendation that it be recommitted to Agriculture, 499. So ordered, 499. Reported favorably, 620. Ordered to third reading, 642. Concurred in, 649. Published as chapter 383.
- No. 299, A. A bill to exempt the city of Sheboygan from the operation of chapter 326 of laws of 1889. Received from assembly, 740. State Affairs, 742. Reported favorably, 749. Bill read a third time and concurred in, 754. Published as chapter 460.
- 302, A. A bill to provide for the improvement of marsh and low lands in parts and portions of sections 30 and 31, in what is called and known as the Menomunee valley, in the Eighth and Sixteenth wards in the city of Milwaukee, and the abatement and removal of nuisances therein. Received from assembly, 628. Milwaukee Delegation, 628. Reported without recommendation, 681. Laid over, 704. Amendment offered, adopted, bill read third time, passed, 725. Vote ordering to a third reading reconsidered, 733. Amendments stricken from bill and bill laid over, 734. Amendment offered and rejected, bill ordered to a third reading, 747. Rules suspended, bill read a third time and concurred in, 747. Published as chapter 479.
- 305, A. A bill to authorize Wm. Sauntry, his heirs and assigns, to build or acquire and maintain certain dams across Spruce river, in the county of Douglas, Wisconsin. Received from assembly, 356. Incorporations, 357. Reported favorably, 393. Ordered to third reading, 423. Read third time and concurred in, 436. Amendments adopted. Published as chapter 110.
- 306, A. A bill to authorize Wm. Sauntry, his heirs and assigns, to build or acquire and maintain certain dams across the Moose river, below where said river crosses the east line of township 45, north of range 13 west, and across the St. Croix river between where it crosses the west line of section 6, in township 44, north of range 11 west, and the west line of township 43, north of range 13 west. Received from assembly, 356. Incorporations, 357. Reported favorably, 393. Ordered to third reading, 423. Read third time and concurred in, 436. Published as chapter 111.
- 307, A. A bill to authorize Wm. Sauntry, his heirs or assigns, to build or acquire and maintain a dam across Tamarack river in Burnett county, Wis. Received from assembly, 356.
- Incorporations, 357. Reported favorably, 393. Ordered to third reading, 423. Read third time and concurred in, 436. Published as chapter 104.
- No. 308, A. A bill to authorize David Dobie to construct and maintain a dam in Whitefish brook in Sawyer county. Received from assembly, 482. Incorporations, 482.
- 309, A. A bill to amend chapter 152 of laws of 1889, entitled, "an act to incorporate the city of Superior." Received from assembly, 317. Incorporations, 318. Reported unfavorably, 420. Senate refuses to concur, 442.
- 310, A. A bill for the preservation of fish in Trout Run, Jackson county. Received from assembly, 449. State Affairs, 451. Reported favorably, 500. Ordered to a third reading, 515. Concurred in, 525. Published as chapter 211.
- 313, A. A bill to incorporate the city of Chetek, Barron county, Wisconsin. Received from assembly, 297. Incorporations, 301. Reported favorably with amendments, 366. Rules suspended, amendments adopted and bill concurred in, 367. Assembly concurs in senate amendments, 386. Assembly returns for further consideration, 450. Vote reconsidered and amendment offered, 452. Amendment adopted, bill read third time and concurred in, 453. Assembly concurs in senate amendments, 459. Published as chapter 94.
- 315, A. A bill to appropriate a sum of money named therein to Mrs. Louise Melvin, the widow of W. J. Melvin, of Shawano, Wisconsin. Received from assembly, 722. General File, 723. Rules suspended, concurred in, 735. Published as chapter 469.
- 319, A. A bill for the prevention of the smoking of opium. Received from assembly, 622. Education, 624. Reported favorably, 625. Ordered to a third reading, 724. Concurred in, 727. Published as chapter 442.
- 320, A. A bill to amend chapter 381, of laws of Wisconsin for the year 1885, relating to the municipal court for the county of Chippewa. Received from assembly, 299. Judiciary, 301. Reported favorably, 556. Ordered to a third reading, 577. Concurred in, 588. Published as chapter 295.

- No. 321, A. A bill to amend section 3 of subchapter 5, of chapter 164, of laws of Wisconsin for year 1885, entitled "an act to revise the charter of the city of Chippewa Falls." Received from assembly, 348. Incorporations, 349. To be returned to assembly to be properly engrossed, 430. Assembly returns engrossed copy, 450. Reported adversely, 459. Non-concurred in, 506. Reconsidered by unanimous consent and re-committed to Incorporations, 528. Reported favorably with amendments, 533. Amendments adopted, bill ordered to third reading, 552. Laid over, 577. Ordered to General File, 604. Indefinitely postponed, 611. Motion to reconsider vote by which measure was indefinitely postponed, accepted, and bill laid over, 612. Concurred in, 640. Assembly concurs in senate amendments, 660. Published as chapter 382.
- 322, A. A bill relating to the obtaining of patents for swamps and overflowed lands in certain cases. Received from assembly, 559. Judiciary, 561. Reported favorably, 600. Ordered to third reading, 612. Concurred in, 640. Published as chapter 378.
- 323, A. A bill to authorize the commissioners of public lands of the state of Wisconsin to loan a portion of the state funds of the state of Wisconsin to the Wisconsin Agricultural Society for the purchase of lands near the city of Milwaukee and the erection of buildings thereon. Received from assembly, 623. General File, 624. Rules suspended, bill read third time and concurred in, 642. Published as chapter 381.
- 324, A. A bill to amend chapter 252 of the laws of 1887, entitled, "An act to incorporate the city of Durand." Received from assembly, 559. Incorporations, 562. Reported favorably, 571. Ordered to third reading, 589. Concurred in, 597. Published as chapter —.
- 326, A. A bill to amend section 5 of chapter 339, laws of 1889, entitled, "An act to provide for the relief of indigent and needy union soldiers," etc. Received from assembly, 459. Military Affairs, 460. Reported favorably, 542. Ordered to third reading, 552. Read third time and concurred in, 574. Published as chapter 250.
- 327, A. A bill to provide for the Wisconsin National Guard retired list. Received from assembly, 247. Military Affairs, 248. Reported favorably, 394. Ordered to third reading, 423. Vote ordering to third reading reconsidered, 426. Bill re-committed to Claims, —. Reported adversely, 532. Indefinitely postponed, 554. Vote to indefinitely postpone reconsidered and bill re-committed to Military Affairs, 555. Reported favorably, 607. Ordered to third reading, 642. Returned to assembly for further consideration, 649. Returns to senate, 659. Laid over, 680. Concurred in, 708. Published as chapter 455.
- No. 328, A. A bill to provide for the proper maintenance of the Wisconsin Rifle Range. Received from assembly, 545. Military Affairs, 547. Reported favorably, 607. Ordered to third reading, 642. Read third time and passed, 650. Published as chapter 334.
- 331, A. A bill to amend chapter 305, of laws of 1887, relating to the organization of local insurance companies in the cities and villages of this state, and chapter 211, laws of 1889, amendatory thereof. Received from assembly, 545. Finance, Banks and Insurance, 546. Reported favorably, 557. Amendment adopted, rules suspended, bill read third time and passed, 578. Senate amendments concurred in, 595. Published as chapter 296.
- 332, A. A bill to amend section 389, of revised statutes, as amended by chapter 30, of the laws of 1883, relating to gifts to the university. Received from assembly, 405. Referred to committee on Education, 406. Reported favorably, 465. Ordered to third reading, 479. Concurred in, 483. Published as chapter 198.
- 333, A. A bill to enable religious and church corporations to form fire insurance companies for the purpose of insuring church property. Received from assembly, 536. Finance, Banks and Insurance, 537. Reported favorably, 557. Amendments adopted, and bill ordered to a third reading, 578. Concurred in, 588. Assembly concurs in senate amendments, 603. Published as chapter 268.
- 336, A. A bill to amend section 2, chapter 114, of private and local laws of 1887, entitled, "An act to revise, consolidate and amend the act to incorporate the village of Waterloo and the several acts amendatory thereof, published April 29, 1861." Received from assembly, 292. Incorporations, 292. Reported favorably, 314. Ordered to third reading, 337. Concurred in, 350. Vote by which bill was concurred in, recon-

- sidered, and bill laid over, 352. Judiciary, 360. Reported with the recommendation that it be non-concurred in, 394. Senate refuses concurrence, 423.
- No. 337, A. A bill to provide for the punishment of owners of vicious dogs. Received from assembly, 467. Judiciary, 468. Reported favorably, 498. Ordered to third reading, 515. Concurred in, 525. Published as chapter 218.
- 338, A. A bill to amend and revise chapter 313 of laws of 1876, entitled, "An act to revise, consolidate and amend the charter of the city of Racine and the several acts amendatory thereof." Received from assembly, 278. Rules suspended, read third time and concurred in, 279. Published as chapter —.
- 340, A. A bill to enable the city of Racine to readjust a portion of its corporate debt. Received from assembly, 341. Rules suspended, read third time and concurred in, 342. Published as chapter 54.
- 341, A. A bill to authorize the city of Chippewa Falls to issue bonds to fund its floating debt, building a public school-house in Third ward and other purposes. Received from assembly, 299. Incorporations, 301. Reported favorably, 457. Ordered to third reading, 471. Concurred in, 479. Published as chapter 194.
- 343, A. A bill to repeal chapter 315, of the laws of Wisconsin for 1889, entitled, "An act asserting the jurisdiction of the state of Wisconsin to and in the St. Croix river, and authorizing parties therein named to build and maintain a dam and certain booms upon said river, and to otherwise improve the navigation of the same, and of the lakes, ponds and sloughs adjacent thereto," and for such purposes condemn and take private property, and to amend chapter 224, of laws of 1882. Received from assembly, 751. Incorporations, 753. Reported favorably, 755. Rules suspended, bill read a third time, bill concurred in, 760. Published as chapter 478.
- 345, A. A bill relating to the preservation of fish in Washington county. Received from assembly, 610. State Affairs, 611. Reported favorably, 637. Ordered to a third reading, 661. Concurred in, 665. Published as chapter 343.
- 346, A. A bill to establish the terms of court for the 15th judicial circuit. Received from assembly, 223. Judiciary, 224. Published as chapter 18.
- No. 354, A. A bill to prevent fraud at caucuses and primaries. Received from assembly, 622. Privileges and Elections, 624. Reported unfavorably, 686. Non-concurred in, 726.
- 355, A. A bill to confirm and legalize the action of the board of supervisors and common council of the county and city of Milwaukee, vacating a certain alley in block 228, in A. L. Kane's subdivision of the First, now the Eighteenth ward, of the city of Milwaukee. Received from assembly, 300. Judiciary, 301. Recommended, concurred in, 403. Ordered to third reading, 423. Read third time and concurred in, 437. Published as chapter 117.
- 356, A. A bill to provide for the registration in probate for Green Lake county. Received from assembly, 512. Judiciary, 512. Reported favorably, 556. Ordered to a third reading, 577. Concurred in, 588. Published as chapter 298.
- 357, A. A bill to authorize Cyrus C. Yawkey, George W. Lee and Andrew Jackson, their associates, heirs and assigns, to construct, maintain and operate a canal from Lake Katherine to Tomahawk lakes, in Oneida county, and to construct, maintain and operate booms and other works appurtenant thereto for log driving purposes, and to drive, boom and handle logs therein. Received from assembly, 278. Incorporations, 279. Reported favorably, 428. Ordered to third reading, 441. Concurred in, 455. Published as chapter 137.
- 360, A. A bill relating to the compensation of newspapers for publishing state laws, and amendatory of section 331, R. S. of 1878, amended by chapter 302, laws of 1882, and chapter 348, laws of 1885. Received from assembly, 536. Claims, 537. Reported adversely, with minority report, 542. Indefinitely postponed, 504.
- 362, A. A bill to authorize James Micklejohn and W. H. Hatten, co-partners, as Micklejohn & Hatten, to maintain a dam on the Little Wolf river in Waupaca county. Received from assembly, 356. Incorporations, 357. Reported favorably with amendments, 429. Amendments adopted and ordered to third reading, 442. Concurred in, 455. Senate amendments concurred in, 493. Published as chapter 186.
- 363, A. A bill to revise chapter 37, of the general laws of 1885, entitled, "An act to incorporate the city of Kaukauna,"

- Received from assembly, 278. Rules suspended, read third time and concurred in, 279. Published as chapter —.
- No. 368, A. A bill to provide for platting lands by executors, administrators and guardians before sale, pursuant to order of county court. Received from assembly, 356. Judiciary, 357. Reported favorably, 380. Ordered to third reading, 400. Read third time and concurred in, 422. Published as chapter 112.
- 369, A. A bill relating to sale of lands by executors, administrators and guardians, and amendment of sections 3876, 3877, 3998 and 3999, of the revised statutes. Received from assembly, 492. Judiciary, 494. Reported favorably, 500. Ordered to third reading, 612. Concurred in, 640. Published as chapter 342.
- 371, A. A bill to amend chapter 332, of the laws of 1889, entitled, "An act to incorporate the city of New Lisbon." Received from assembly, 385. Rules suspended, read third time and concurred in, 386. Published as chapter 86.
- 375, A. A bill making the Scribner rule the standard rule of the state of Wisconsin for scaling logs. Received from assembly, 559. Manufacturing and Commerce, 562. Reported adversely, 608. Non-concurred in, 642.
- 383, A. A bill creating the first Monday in September in each year a legal holiday, to be known as Artisan's day, and to amend section 2577, of the revised statutes and the acts amendatory thereof. Received from assembly, 356. Judiciary, 357. Reported adversely, 557. Non-concurred in, 579.
- 384, A. A bill to repeal chapter 128 of the general laws of 1889, entitled, "An act to amend chapter 113, of the revised statutes of the state of Wisconsin, relating to circuit courts." Received from assembly, 545. Judiciary, 545. Reported adversely. Senators Lees and Clawson dissenting, 618. Non-concurred in, 642.
- 385, A. A bill to divide the south ward of the city of Oconto. Received from assembly, 477. Incorporations, 478. Reported favorably, 489. Ordered to third reading, 506. Concurred in, 514. Published as chapter 208.
- 387, A. A bill to provide fishways in dams in the streams of Fond du Lac county, this state. Received from assembly, 610. State Affairs, 611. Reported adversely, 637. Non-concurred in, 663.
- No. 389, A. A bill to amend section 2457, of the revised statutes of 1878, entitled, "Of county courts," as amended by section 2, of chapter 496, of the laws of 1889, and to repeal chapter 240, of the laws of 1889. Received from assembly, 476. Judiciary, 478. Reported favorably, 601. Ordered to third reading, 618. Concurred in, 640. Published as chapter 341.
- 390, A. A bill to appropriate to Michael Wilhelm a certain sum of money. Received from assembly, 449. General File, 451. Ordered to third reading, 471. Laid over, 479. Concurred in, 483. Published as chapter 185.
- 391, A. A bill to amend section 2219, of the revised statutes, relating to the acknowledgment of conveyances. Received from assembly, 467. Judiciary 468. Reported favorably, 531. Ordered to a third reading, 562. Read third time and concurred in, 574. Published as chapter 293.
- 392, A. A bill to amend chapter 36, laws of 1882, entitled, "An act to consolidate and amend chapter 322, laws of 1880, entitled, 'An act to consolidate and amend an act to incorporate the city of Madison, and the several acts amendatory thereof,'" Received from assembly, 549. Incorporations, 549. Reported favorably, 571. Ordered to third reading, 589. Concurred in, 599. Published as chapter 266.
- 393, A. A bill to amend chapter 244 of the laws of 1889, relating to improvement of streets in the city of Madison. Received from assembly, 492. Incorporations, 494. Reported favorably with amendments, 541. Amendments adopted and bill ordered to a third reading, 564. Read third time and concurred in, 574. Senate amendments concurred in, 595. Published as chapter 319.
- 394, A. A bill to amend sections 1 and 3 of chapter 251 of the laws of 1883, in regard to text books. Received from assembly, 522. Education, 524. Reported favorably, 542. Ordered to third reading, 562. Laid over, 577. Concurred in, 597. Published as chapter 308.
- 402, A. A bill to authorize the cities of Grand Rapids and Centralia to build and maintain a toll bridge across the Wisconsin river in Wood county between said cities. Received from assembly, 405. Incorporations, 406. Reported favorably, 428. Ordered to third reading, 441. Concurred in, 455. Published as chapter 159.



- No. 403, A. A bill to amend the charter of the city of Grand Rapids. Received from assembly, 622. Incorporations, 624. Reported favorably, 657. Ordered to a third reading, 678. Concurred in, 680. Published as chapter 388.
- 406, A. A bill relating to public lands and providing for the protection from trespass on public lands, repealing sections 238, 239 and 241 of the revised statutes of 1870, and chapter 444 of the laws of 1885. Received from assembly, 492. State Affairs, 494. Reported favorably, 534. Ordered to a third reading, 562. Read third time and concurred in, 574. Vote reconsidered and bill returned to assembly for further consideration, 583.
- 406, A. A bill relating to public lands and providing for the protection from trespass on public lands, repealing sections 238, 239 and 241 of the revised statutes of 1870, and chapter 444 of the laws of 1885. Received from assembly, 627. Rules suspended, bill concurred in, 629. Published as chapter 320.
- 408, A. A bill for the establishment of a sixth normal school in the state of Wisconsin. Received from assembly, 672. General File, 673. Amendment offered and adopted, rules suspended, bill read third time and concurred in, 703. Assembly concurs in senate amendments, 714. Published as chapter 402.
- 411, A. A bill making an appropriation to the state fish commission for enlarging the state fish hatchery. Received from assembly, 559. General File, 562. Ordered to third reading, 577. Laid over, 588. Concurred in, 597. Published as chapter 207.
- 412, A. A bill to amend the charter of the city of Wausau. Received from assembly, 420. Incorporations, 421. Reported favorably, 457. Rules suspended, bill read third time and concurred in, 460. Published as chapter 200.
- 415, A. A bill relating to the city of Marshfield, Wis., and codifying, consolidating the act of incorporation and all acts amendatory thereof, and repealing all other acts relating thereto. Received from assembly, 492. Rules suspended and taken up for consideration, amendments offered and adopted, bill read third time and concurred in, 494. Assembly requested to return for further consideration, 502. Assembly concurs in senate amendments, 504. Assembly returns to senate as requested, 512. Vote reconsidered, amendment offered was adopted, bill read third time and concurred in, 514. Published as chapter 160.
- No. 416, A. A bill to provide what shall be due proof of the service of notices and other papers authorized or required by law to be served. Received from assembly, 467. Judiciary, 468. Reported favorably, 540. Ordered to a third reading, 563. Read third time and concurred in, 574. Published as chapter 380.
- 417, A. A bill to fix the terms of court in the Seventh judicial circuit of Wisconsin. Received from assembly, 585. Judiciary, 586. Reported favorably, 601. Ordered to third reading, 613. Concurred in, 640. Published as chapter 380.
- 421, A. A bill relating to the election of officers of villages and amendatory of section 875 of the revised statutes, as amended by chapter 16, laws of 1889. Received from assembly, 504. Incorporations, 505. Reported favorably, 532. Ordered to a third reading, 563. Read third time and concurred in, 574. Published as chapter 269.
- 424, A. A bill to amend section 497 of the revised statutes, relating to appeals from decisions of town boards in regard to school district boundaries. Received from assembly, 470. Town and County Organizations, 478. Reported adversely, 637. Non-concurred in, 664.
- 425, A. A bill to amend section 170 of the revised statutes of 1878, relating to salaries and permanent appropriations. Received from assembly, 572. Incorporations, 573. Reported favorably, 603. Ordered to third reading, 613. Concurred in, 640. Published as chapter 348.
- 428, A. A bill relating to the compensation of the officiating chaplains of the assembly. Received from assembly, 512. General File, 513. Ordered to a third reading, 525. Concurred in, 538. Published as chapter 232.
- 433, A. A bill in relation to the publication of the Blue Book, and amending certain acts. Received from assembly, 504. Legislative Expenditures, 505. Reported favorably, 533. Re-committed to Claims, 564. Reported favorably, Senator Kidd dissenting, 626. Ordered to a third reading, 663. Rules suspended, bill concurred in, 665. Published as chapter 333.
- 434, A. A bill to authorize the electors of the Second ward of the city of Neenah to vote in the



- First ward of said city. Received from assembly, 308. Judiciary, 308. Reported favorably, 556. Ordered to a third reading, 577. Concurred in, 588. Published as chapter 297.
- No. 439 A. A bill to authorize the city of Mineral Point to borrow money. Received from assembly, 317. State Affairs, 318. Reported favorably with amendments, 381. Amendments adopted, bill ordered to third reading, 400. Read third time and concurred in, 423. Assembly concurs in senate amendments, 450. Published as chapter 113.
- 440, A. A bill to authorize the city of Manitowoc to borrow ten thousand dollars (\$10,000) to build sewers in said city of Manitowoc. Received from assembly, 317. State Affairs, 318. Reported favorably, 341. Ordered to third reading, 351. Concurred in, 360. Published as chapter 79.
- 441, A. A bill to authorize the city of Manitowoc to borrow thirty thousand dollars (\$30,000) to build a bridge across the Manitowoc river in said city of Manitowoc. Received from assembly, 356. Roads and Bridges, 357. Reported favorably, 382. Ordered to third reading, 400. Concurred in, 422. Published as chapter 114.
- 442, A. A bill to amend the charter of the city of Manitowoc. Received from assembly, 334. Incorporations, 335. Reported favorably, 366. Rules suspended, concurred in, 367. Published as chapter 95.
- 443, A. A bill to extend the limits of the city of Manitowoc, by annexation of adjacent territory. Received from assembly, 572. Incorporations, 573. Reported favorably, 646. Rules suspended, read third time and concurred in, 666. Published as chapter 275.
- 446, A. A bill to amend sections 1771 and 1775, of chapter 86, of the revised statutes of 1878, entitled, "Of the organization of corporations." Received from assembly, 610. Incorporations, 611. Reported favorably, 657. Ordered to a third reading, 678. Concurred in, 680. Published as chapter 403.
- 449, A. A bill to promote school attendance and restrain truancy. Received from assembly, 341. Education, 342. Reported back with amendments and recommend concurrence in same when so amended, 412. Amendments adopted, bill ordered to third reading, 461. Concurred in, 470. Assembly concurs in senate amendments, 512. Published as chapter 187.
- No. 451, A. A bill to amend chapter 12 of the charter of the city of Milwaukee and the several acts amendatory thereof. Received from assembly, 627. Milwaukee Delegation, 628. Reported favorably, 657. Ordered to a third reading, 678. Concurred in, 680. Published as chapter 386.
- 455, A. A bill relating to corporations and amendatory of section 1775, revised statutes of Wisconsin, as amended by chapter 133, of the laws of 1881, and chapter 70, of the laws of 1883. Received from assembly, 477. Incorporations, 478. Reported favorably, 532. Ordered to a third reading, 563. Read third time and concurred in, 575. Published as chapter 234.
- 457, A. A bill to amend certain sections of the revised statutes therein named. Received from assembly, 622. Federal Relations, 524. Reported favorably, 636. Ordered to third reading, 680. Concurred in, 701. Published as chapter 453.
- 461, A. A bill relating to the assessment of taxes and amendatory of section 1050 as amended by chapter 247 of the laws of 1881, and sections 1055 and 1056 of the revised statutes. Received from assembly, 740. Assessment and Collection of Taxes, 742. Reported adversely, 755. Indefinitely postponed, 760.
- 462, A. A bill to amend section 433 of the revised statutes relating to the filling of vacancies in the school district boards. Received from assembly, 800. Education, 801. Reported favorably, 371. Ordered to third reading, 389. Read third time and concurred in, 399. Published as chapter 81.
- 464, A. A bill for the preservation of trout in the waters of Osceola creek, in Polk county, Wisconsin. Received from assembly, 553. State Affairs, 561. Reported favorably, 637. Ordered to a third reading, 661. Concurred in, 665. Published as chapter 339.
- 466, A. A bill to amend the charter of the city of Prescott. Received from assembly, 419. Incorporations, 421. Favorably, 429. Ordered to third reading, 441. Concurred in, 455. Published as chapter 147.
- 467, A. A bill to amend section 1, of chapter 234, of the laws of 1887, relating to the appointment of a register in probate

- for Racine county. Received from assembly, 459. Judiciary, 460. Reported favorably, 540. Ordered to a third reading, 563. Read third time and concurred in, 575. Published as chapter 250.
- No. 468, A. A bill to repeal chapter 51, of laws of 1883, relating to the preparation of an index to the session laws of the year 1883, and to the laws thereafter enacted and published. Received from assembly, 397. Printing, 398. Reported adversely, 489. Indefinitely postponed, 506.
- 470, A. A bill to provide for the organization of drainage districts, and for the construction, maintenance and repair of drains, ditches and levees, in certain cases. Received from assembly, 559. Judiciary, 561. Reported favorably, 571. Ordered to third reading, 601. Concurred in, 640. Published as chapter 401.
- 472, A. A bill to amend section 1, of chapter 271, of the laws of 1889, relating to the property rights of married women. Received from assembly, 585. Judiciary, 586. Reported favorably, 601. Ordered to third reading, 613. Concurred in, 640. Published as chapter 376.
- 473, A. A bill relating to proceedings in criminal cases in justice courts and before magistrates, and amendatory of sections 4745 and 4746, of the revised statutes. Received from assembly, 522. Judiciary, 524. Reported favorably, 540. Ordered to a third reading, 563. Read third time and concurred in, 575. Published as chapter 235.
- 475, A. A bill to amend the charter of the city of Racine. Received from assembly, 672. General File, 673. Reported without recommendation, 684. Indefinitely postponed, 726.
- 481, A. A bill to regulate mutual beneficiary and fraternal corporations, societies, orders and associations providing insurance on the assessment plan. Received from assembly, 622. Finance, Banks and Insurance, 624. Reported favorably, Senator Persons dissenting. Laid over, 680. Ordered to a third reading, 703. Concurred in, 708. Published as chapter 418.
- 482, A. A bill to amend section 2501, revised statutes of 1878, as amended by section 3, chapter 256 of the laws of 1879, appertaining to the municipal court for Milwaukee county. Received from assembly, 405. Referred to Judiciary, 406. Reported, recommended and recommended to Milwaukee Delegation, 557. So ordered, 557. Reported favorably, 572. Rules suspended, bill read third time and concurred in, 572. Published as chapter 265.
- No. 483, A. A bill to amend section 2573, of the revised statutes as amended by chapter 200, laws of 1870, as amended by chapter 378, laws of 1887, relating to municipal court for Milwaukee county. Received from assembly, 406. Referred to committee on Judiciary, 406. Reported, recommended and recommended to Milwaukee Delegation, 557. So ordered, 557. Reported favorably, 572. Laid over, 589. Laid over, 598. Amendment offered and rejected, and bill ordered to third reading, 614. Concurred in, 640. Published as chapter 328.
- 484, A. A bill to amend section 2511 of the revised statutes for 1878, as amended by section 4, chapter 256, laws of 1879, appertaining to the municipal court of the city and county of Milwaukee. Received from assembly, 467. Judiciary, 468. Reported favorably, 531. Ordered to a third reading, 563. Read third time and concurred in, 575. Published as chapter 294.
- 487, A. A bill to exempt from assessment and taxation for a term of years the real estate owned by the Trinity Hospital Association particularly herein inserted. Received from assembly, 696. Assessment and Collection of Taxes, 698. Reported favorably, 720. Rules suspended, bill concurred in, 731. Published as chapter 429.
- 490, A. A bill to amend the charter of the city of Green Bay. Received from assembly, 512. Incorporation, 513. Reported favorably, 532. Ordered to a third reading, 563. Read third time and concurred in, 575. Published as chapter 304.
- 491, A. A bill to appropriate to Warren J. Lander, a sum of money therein named. Received from assembly, 492. General File, 494. Ordered to third reading, 506. Read third time and concurred in, 514. Published as chapter 207.
- 492, A. A bill to revise the charter of the city of Ft. Howard. Received from Assembly, 559. Incorporations, 562. Reported favorably, Senator Persons dissenting, 619. Laid Over, 662. Rules suspended amendment offered and adopted bill read a third time and concurred in, 717. Assembly concurs in senate amendments, 741. Published as chapter 420.

- No. 493, A. A bill to authorize the common council of the city of Menomonie, to create a sinking fund for certain purposes therein named. Received from assembly, 419. Favorably, 429. Ordered to third reading, 441. Concurred in, 455. Assembly returns as requested, 492. Reconsidered by unanimous consent, amendment offered and adopted, bill read third time and concurred in, 495. Assembly concurs in senate amendments, 505. Published as chapter 188.
- 494, A. A bill to repeal chapter 63, of the laws of 1889, entitled, "an act to create the municipal court of the county of Dunn and the city of Menomonie." Received from assembly, 419. Judiciary, 421. Reported favorably, 427. Ordered to third reading, 441. Concurred in, 455. Published as chapter 136.
- 495, A. A bill relating to the arrest, trial and punishment of vagrants, drunkards and persons violating any city or village ordinance in any incorporated city or village in this state. Received from assembly, 504. Charitable and Penal Institutions, 505. Reported favorably, with minority report, 619. Ordered to a third reading, 663. Concurred in, 680. Assembly requested to return, 683. Assembly returns as requested, 714. Vote by which was concurred in, the senate refuses to reconsider, 717. Published as chapter 456.
- 497, A. A bill to amend chapter 84, laws of 1883, entitled "An act to revise, codify and amend chapter 102, laws of 1883, entitled 'An act to incorporate the city of Menomonie.'" Received from assembly, 419. Incorporations, 421. Reported favorably, 429. Ordered to third reading, 441. Concurred in, 455. Published as chapter 144.
- 501, A. A bill relative to the salary of the deputy city clerk of the city of Milwaukee and amendatory of the charter of said city. Received from assembly, 406. Referred to Milwaukee Delegation, 407. Reported favorably, 443. Ordered to third reading, 460. Concurred in, 470. Published as chapter 189.
- 502, A. A bill to amend section 8 of chapter 8, of chapter 184, of the laws of 1874, entitled "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof." Received from assembly, 406. Referred to Milwaukee Delegation, 407. Reported favorably, 548. Ordered to a third reading, 577. Concurred in, 588. Published as chapter 316.
- No. 503, A. A bill to legalize a certain plat of the city of Milwaukee, county of Milwaukee, and state of Wisconsin. Received from assembly, 293. Milwaukee Delegation, 301. Reported favorably, 333. Rules suspended, read third time and concurred in, 334. Published as chapter 53.
- 509, A. A bill to amend the charter of the city of Kenosha. Received from assembly, 477. Incorporations, 478. Reported favorably, 332. Rules suspended, bill read third time and concurred in, 564. Published as chapter 255.
- 511, A. A bill to amend, revise and consolidate the charter of the city of Watertown. Received from assembly, 492. Incorporations, 491. Reported favorably, 520. Rules suspended, read third time and passed, 520. Published as chapter 2120.
- 513, A. A bill to amend section 17, of chapter 18, of chapter 184, of the laws of 1874, being the charter of the city of Milwaukee, and all acts amendatory thereof. Received from assembly, 406. Referred to Milwaukee Delegation, 407. Reported favorably, 443. Ordered to third reading, 461. Concurred in, 470. Published as chapter 190.
- 516, A. A bill to create a pension fund for members of police and fire departments in certain cities of Wisconsin. Received from assembly, 522. Milwaukee Delegation, 524. Reported favorably, 548. Ordered to a third reading, 577. Concurred in, 588. Published as chapter 287.
- 517, A. A bill relating to the disposal of garbage and other refuse matter of the city of Milwaukee. Received from assembly, 740. Milwaukee Delegation, 742. Reported favorably, 749. Rules suspended, bill concurred in, 751. Published as chapter 472.
- 518, A. A bill relating to the opening and closing of the polls at every election held in this state in cities containing 10, 000 inhabitants or more. Received from assembly, 477. Privileges and Elections, 478. Reported favorably with amendments, 657. Amendments adopted, bill ordered to a third reading, 680. Concurred in, 680. Assembly concurs in senate amendments, 715. Published as chapter 404.

- No. 528, A. A bill to amend the charter of the city of Milwaukee, and the several acts amendatory thereof. Received from assembly, 522. Milwaukee Delegation, 524. Reported favorably, 620. Ordered to a third reading, 661. Concurred in, 665. Published as chapter 264.
- 529, A. A bill to amend the charter of the city of Milwaukee, and the several acts amendatory thereof. Received from assembly, 585. Milwaukee Delegation, 587. Reported favorably, 620. Ordered to a third reading, 661. Concurred in, 665. Published as chapter 375.
- 532, A. A bill for the preservation of fish in Rock lake, Jefferson county. Received from assembly, 492. Agriculture, 494. Reported favorably, 499. Ordered to a third reading, 515. Concurred in, 525. Published as chapter 213.
- 535, A. A bill for the protection of quail. Received from assembly, 467. State Affairs, 468. Reported favorably, 500. Ordered to third reading, 515. Concurred in, 525. Published as chapter 214.
- 538, A. A bill to amend sections 2 and 3, of chapter 1, of chapter 184, laws of 1874, of an act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the revised acts amendatory thereof, and pertaining to the boundaries of the city of Milwaukee and several wards thereof. Received from assembly, 696. Milwaukee Delegation, 698. Reported favorably, 718. Amendments offered and rejected, 733. Ordered to a third reading, 733. Rules suspended, bill read third time and concurred in, 733. Published as chapter 449.
- 539, A. A bill to amend section 16, chapter 5, of chapter 184, laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof." Received from assembly, 696. Milwaukee Delegation, 698. Reported favorably, 718. Rules suspended, concurred in, 734. Published as chapter 437.
- 545, A. A bill to repeal chapter 474, of the laws of 1887. Received from assembly, 334. Judiciary, 335. Reported with the recommendation that it be returned to the assembly for correction of the title, 343. So ordered, 343. Assembly corrects title, 357. Judiciary, 357. Reported adversely, 556. Non-concurred in, 579.
- No. 547, A. A bill to extend the benefits of chapter 304, of the general laws of 1887, to indigent parents of deceased Union soldiers, sailors and marines. Received from assembly, 610. Military Affairs, 611. Reported favorably, 671. Rules suspended, bill read third time and concurred in, 704. Published as chapter 421.
- 549, A. A bill to amend section 764, of the revised statutes, to provide for the fees of the register of deeds in all counties whose population exceeds one hundred thousand. Received from assembly, 504. Milwaukee Delegation, 505. Reported without recommendation, 548. Laid over, 578. Ordered to third reading, 615. Concurred in, 641. Published as chapter 374.
- 551, A. A bill to amend chapter 35, of the laws of 1889, entitled "An act to amend the charter of the city of Milwaukee." Received from assembly, 459. Milwaukee Delegation, 460. Reported adversely, 548. Non-concurred in, 579.
- 556, A. A bill to organize the town of Amberg, in Marinette county. Received from assembly, 440. Town and County Organizations, 440. Reported favorably with amendments, 464. Rules suspended, amendments adopted, bill concurred in, 466. Senate amendments concurred in, 493. Published as chapter 161.
- 557, A. A bill to organize the town of Grover, in Marinette county. Received from assembly, 373. Town and County Organizations, 373. Reported favorably, 395. Rules suspended, bill read third time and concurred in, 396. Published as chapter 80.
- 559, A. A bill to amend chapter 384, laws of 1889, amendatory to the city charter of Marinette. Received from assembly, 386. Incorporations, 387. Reported favorably, 457. Ordered to third reading, 471. Concurred in, 479. Published as chapter 162.
- 564, A. A bill to amend chapter 207, laws of 1879. Received from assembly, 317. Returned to assembly for correction of title, 318. Assembly amends title and returns bill, 348. Judiciary, 349. Reported favorably, 531. Ordered to a third reading, 563. Read third time and concurred, 575. Published as chapter 236.
- 575, A. A bill to appropriate to Marie Kunkel, widow of Franz Kunkel of Milwaukee, Wisconsin, a certain sum of money for the benefit of herself and the infant children of Franz Kunkel, deceased. Received from assembly, 658. General



- File, 660. Ordered to a third reading, 679. Concurred in, 701. Published as chapter 471.
- No. 576, A. A bill to prohibit the employment of certain persons as peace officers in the state of Wisconsin. Received from assembly, 696. Judiciary, 698. Reported unfavorably, 718. Non-concurred in, 735.
- 577, A. A bill to lay out a state road between certain points in Milwaukee and Waukesha counties. Received from assembly, 678. Roads and Bridges, 660. Reported favorably, 687. Rules suspended, bill read third time and concurred in, 713. Published as chapter 470.
- 578, A. A bill to authorize certain parties to build and maintain a dam across Lake Michigan at or near the city of Manitowoc. Received from assembly, 450. Roads and Bridges, 431. Reported favorably, 501. Ordered to a third reading, 515. Concurred in, 525.
- 580, A. A bill to enable the private land owners who may be benefited by the drainage and improvement of certain lands in the counties of Manitowoc and Calumet, to raise the money necessary to aid in making the drainage and improvements within said counties, contemplated by chapter 352, of the laws of 1883, and chapter 431, of the laws of 1887, and that the commissioners of public lands may carry into effect the provisions for the draining and improvement of all the swamps and overflowed lands mentioned or referred to in the several chapters and acts herein named. Received from assembly, 716. Rules suspended, read a third time and concurred in, 716. Published as chapter 480.
- 585, A. A bill to amend chapter 525 of the laws of 1889, entitled, "An act regulating building and loan associations." Received from assembly, 405. Referred to Finance, Banks and Insurance, 497. Reported without recommendation, 688. Ordered to third reading, 726. Concurred in, 727. Published as chapter 469.
- 588, A. A bill to amend section 1, of chapter 404, laws of 1889, relating to defects in recorded instruments. Received from assembly, 449. Judiciary, 451. Reported favorably, 531. Ordered to a third reading, 563. Read third time and concurred in, 575. Published as chapter 288.
- No. 589, A. A bill relating to terms of court in the eleventh judicial circuit. Received from assembly, 522. Judiciary, 524. Reported favorably, 601. Ordered to third reading, 613. Concurred in, 641. Published as chapter 377.
- 590, A. A bill to reduce the act incorporating the city of White-water, and the acts amendatory thereof, into one act and to amend the same. Received from assembly, 627. Incorporations, 628. Reported favorably, 657. Ordered to a third reading, 679. Concurred in, 680. Published as chapter 445.
- 591, A. A bill to revise, consolidate and amend chapter 152 of the laws of 1889, entitled, "An act to incorporate the city of Superior." Received from assembly, 317. Incorporations, 318. Reported favorably with an amendment, 330. Rules suspended, amendments adopted, bill read third time and concurred in, 334. Assembly concurs in senate amendments, 341. Assembly returns for further consideration, 348. The vote by which it was concurred in, was reconsidered, an amendment offered which was adopted and the bill read third time and concurred in, 349. Assembly concurs in senate amendments, 357. Published as chapter 124.
- 592, A. A bill to provide for the improvement of the harbor in the city of Superior. Received from assembly, 492. State Affairs, 491. Reported favorably, 534. Laid over until Thursday, 564. Laid over, 598. Recommitted to Judiciary, 615. Reported favorably with amendment, 638. Amendments adopted and bill recommitted to Judiciary, 725. Reported favorably with amendments, 750. Rules suspended, amendment adopted, bill read third time and concurred in, 751. Assembly concurs in senate amendments, 762. Published as chapter 474.
- 593, A. A bill relating to the harbor districts and improvements thereof in the city of Superior. Received from assembly, 646. Incorporations, 647. Reported without recommendation, 684. Rules suspended, bill read third time and concurred in, 717. Published as chapter 419.
- 599, A. A bill relating to the manner of keeping time by persons, companies and corporations employing labor. Received from assembly, 419. Judiciary, 421. Reported adversely, 618. Non-concurred in, 664.



- No. 612, A. A bill in reference to the salaries of circuit judges. Received from assembly, 467. Judiciary, 468. Reported favorably with amendment, 531. Amendment adopted and bill ordered to a third reading, 561. Concurred in, 588. Assembly concurs in senate amendment, 604. Published as chapter 239.
- 614, A. A bill to amend chapter 107 of the laws of 1889, entitled, "An act to incorporate the city of Shullsburg." Received from assembly, 419. Incorporations, 421. Reported favorably, 429. Ordered to third reading, 441. Concurred in, 455. Published as chapter 146.
- 615, A. A bill to amend chapter 167, laws of 1887, creating a second municipal court of Barron county, Wisconsin. Received from assembly, 298. Judiciary, 301. Reported favorably with amendments, 365. Amendments adopted, bill ordered to third reading, 374. Concurred in, 389. Assembly concurs in senate amendments, 403. Published as chapter 87.
- 616, A. A bill to amend the charter of the city of Rice Lake. Received from assembly, 298. Rules suspended, read third time and concurred in, 301. Published as chapter 44.
- 622, A. A bill to amend chapter 124, of the laws of 1887, entitled, "An act to revise, consolidate and amend the act incorporating the city of Sheboygan," and the acts amendatory thereof. Received from assembly, 646. Rules suspended, read third time and concurred in, 647. Published as chapter 276.
- 624, A. A bill to aid impecunious litigants. Received from assembly, 476. Judiciary, 478. Reported favorably with amendment, 488. Amendment adopted, bill ordered to third reading, 507. Concurred in, 514. Assembly concurs in senate amendments, 537. Published as chapter 204.
- 626, A. A bill to provide for the better preservation of fish. Received from assembly, 450. State Affairs, 451. Reported favorably with amendment, and further recommended that the clerk correct title to correspond with body of bill, 655. Laid over, 680. Amendment laid upon the table, 704. Published as chapter —.
- 628, A. A bill to authorize E. W. Dierks, and others, to maintain a dam in the Oconomowoc river, in Washington county. Received from assembly, 356. Incorporations, 357. Reported favorably, 429. Ordered to third reading, 441. Concurred in, 455. Published as chapter 150.
- No. 629, A. A bill to prohibit the catching and destruction of trout in streams of Pepin county for a term of years. Received from assembly, 623. Incorporations, 624. Reported favorably, 684. Ordered to a third reading, 724. Concurred in, 727. Published as chapter 468.
- 632, A. A bill to amend section 1040, of the revised statutes, and the several acts amendatory thereof, relating to the assessment of taxes. Received from assembly, 740. Assessment and Collection of Taxes, 742. Reported favorably, 750. Rules suspended, bill read a third time and concurred in, 754. Published as chapter 473.
- 635, A. A bill to amend chapter 10, of chapter 184, of the private and local laws for the year 1889. Received from assembly, 681. Rules suspended, bill read third time and concurred in, 691. Published as chapter 481.
- 636, A. A bill to authorize the city of Eau Claire to purchase, etc., a system of water works. Received from assembly, 622. Incorporations, 624. Reported favorably, 657. Ordered to a third reading, 679. Concurred in, 680. Published as chapter 399.
- 641, A. A bill to amend section 1 of chapter 21 of the laws of 1885, entitled, "An act to amend section 1 of chapter 237, laws of 1883, relating to the establishment and maintenance of public watering places." Received from assembly, 356. State Affairs, 357. Reported favorably, 448. Ordered to third reading, 471. Concurred in, 479. Published as chapter 191.
- 648, A. A bill to establish a municipal court at Oconomowoc. Received from assembly, 397. Rules suspended, read third time and concurred in, 398. Motion to reconsider the vote lies over, 409. Motion to reconsider withdrawn, 424. Returned by governor for further consideration, 448. Vote reconsidered and bill recommitted to Judiciary, 449. Reported unfavorably, 656.
- 654, A. A bill to amend section 4937 of chapter 201 of the revised statutes of 1878, entitled, "Prisons and their discipline and management." Received from assembly, 419. Charitable and Penal Institutions, 421. Reported favorably, 489. Ordered to third reading, 506. Concurred in, 514. Published as chapter 206.

- No. 657, A. A bill to amend chapter 195 of the laws of Wisconsin for 1878, entitled, "An act to incorporate the city of Wau-pun." Received from assembly, 273. Rules suspended, read third time and concurred in, 273. Returned to senate, 308. Recommitted to select committee of one, consisting of Senator Voss, 308. Reported, recommended that the vote by which the bill was concurred in, be reconsidered by unanimous consent, 316. Vote reconsidered, amendments offered, 316. Amendments adopted, bill read third time and concurred in, 317. Assembly concurs in senate amendments, 341. Published as chapter 46.
- 662, A. A bill to authorize and empower the Cement and Land company, its successors or assigns, to construct and maintain one or more piers, docks or wharves into Lake Michigan, in Milwaukee county. Received from assembly, 298. Milwaukee Delegation, 301. Reported favorably, 333. Ordered to third reading, 351. Milwaukee Delegation, 361. Reported favorably, 443. Ordered to third reading, 461. Concurred in, 478. Published as chapter 192.
- 667, A. A bill to preserve and protect fish in Green Lake county, including all streams, creeks, bayous, marshes and waters adjacent and tributary to said Green lake and Little Green lake. Received from assembly, 729. State Affairs, 729. Reported favorably, 742. Rules suspended, bill concurred in, 743. Published as chapter 458.
- 673, A. A bill to amend an act, entitled, "An act to incorporate the city of Jefferson." Received from assembly, 279. Incorporations, 279. Reported favorably, 296. Ordered to third reading, 309. Read third time, concurred in, 320. Published as chapter 50.
- 674, A. A bill providing for condemnation of lands in certain cases. Received from assembly, 476. State Affairs, 478. Reported favorably, 534. Ordered to a third reading, 563. Read third time and concurred in, 575. Published as chapter 306.
- 675, A. A bill to amend chapter 521, laws of 1889. Received from assembly, 522. Finance, Banks and Insurance, 524. Reported favorably, 602. Ordered to third reading, 613. Concurred in, 641. Published as chapter —.
- 679, A. A bill to provide for the re-organization of any corporation organized under the provisions of section 1771 of the revised statutes of Wisconsin, and to define the powers and duties thereof and the rights of its members. Received from assembly, 740. Finance, Banks and Insurance, 742. Reported favorably, 750. Rules suspended, bill read a third time and concurred in, 754. Published as chapter 410.
- No. 681, A. A bill to regulate booming of logs at Beef Slough, and prescribing charges therefor. Received from assembly, 450. State Affairs, 451. Reported favorably, 500. Ordered to a third reading, 515. Read third time and concurred in, 525. Published as chapter 215.
- 686, A. A bill to authorize and enable the city of Chippewa Falls to acquire and improve water, electrical and other power for lighting said city and for motive power in running and operating street railways, and for heating its public buildings, and to erect, acquire and maintain gas works for lighting said city, and to acquire, purchase, improve and maintain public parks, to improve and pave the streets of said city, and for other public purposes, and to authorize the issue of bonds therefor. Received from assembly, 200. Incorporations, 201. Reported favorably, 457. Ordered to third reading, 479. Concurred in, 479. Published as chapter 199.
- 687, A. A bill for an act to limit the rate of speed of railroad trains and locomotives in incorporated villages and cities. Received from assembly, 572. Railroads, 573. Reported favorably, 686. Ordered to a third reading, 724. Concurred in, 727. Published as chapter 467.
- 688, A. A bill for an act relating to the manner and time of payment of employees. Received from assembly, 658. Incorporations, 660. Reported without recommendation, 685. Ordered to a third reading, 721. Vote ordering to third reading reconsidered, amendment offered and adopted, 731. Rules suspended, bill read a third time and concurred in, 731. Assembly concurs in senate amendments, 741. Published as chapter —.
- 689, A. A bill for an act to amend section 10, of chapter 177, of volume 2, of the laws of Wisconsin, for the year 1889. Received from assembly, 559. Judiciary, 561. Reported favorably with amendment, 601. Amendment adopted, bill ordered to third reading, 613. Concurred in, 641. Assembly concurs in senate amendments, 672. Published as chapter 337.

- No. 690, A. A bill amending the charter of the city of Antigo. Received from the assembly, 348. Incorporations, 349. Reported favorably, 464. Ordered to third reading, 479. Concurred in, 483. Published as chapter 163.
- 692, A. A bill to amend section 2426, revised statutes of 1878, entitled, "an act relating to courts of record." Received from assembly, 492. Judiciary, 494. Reported favorably, with amendments, 618. Amendments adopted, bill ordered to third reading, 662. Concurred in, 665. Assembly concurs in senate amendments, 697. Published as chapter 336.
- 699, A. A bill to amend section 1448, of the revised statutes, relating to the sale of lots by trustees of cemetery associations. Received from assembly, 559. Judiciary, 561. Reported favorably, 601. Ordered to third reading, 613. Concurred in, 641. Published as chapter 335.
- 700, A. A bill to amend section 2, of chapter 115, of the general laws of Wisconsin, for the year 1887, relating to cemetery associations. Received from assembly, 467. Incorporations, 468. Reported favorably, 532. Ordered to third reading, 563. Read third time and concurred in, 575. Published as chapter 237.
- 703, A. A bill to repeal chapter 464, of the laws of 1889, entitled, "An act relating to the creation and division of towns," and amendatory of section 611, of the revised statutes of 1878, as amended by chapter 180, of the general laws of 1879, entitled, "An act relating to the division of towns and the acts amendatory thereto," Received from assembly, 419. Town and County, 421. Reported favorably, 637. Ordered to a third reading, 661. Concurred in, 665. Published as chapter 406.
- 705, A. A bill to amend chapter 120 of the laws of Wisconsin of 1887, entitled, "An act to amend the charter of the city of Appleton." Received from assembly, 696. Incorporations, 698. Reported favorably with amendments, 720. Rules suspended and amendments adopted, bill read third time and concurred in, 725. Assembly concurs in senate amendments, 741. Published as chapter 466.
- 708, A. A bill to amend chapter 358 of the laws of 1887, relating to a clerk in the office of the state superintendent. Received from assembly, 646. General File, 647. Ordered to a third reading, 679. Concurred in, 702. Published as chapter 465.
- No. 710, A. A bill to amend section 491 of the revised statutes, relating to the establishment of free high schools in adjoining towns. Received from assembly, 397. Education, 397. Reported favorably, 465. Laid over, 479. Recommended to Education, 483. Reported unfavorably, 685. Indefinitely postponed, 726.
- 711, A. A bill to amend chapter 522 of the laws of 1889, entitled, "An act to prescribe the number and duties of the legislative employes and the compensation of the same." Received from assembly, 523. General File, 524. Recommended to Legislative Expenditures, 538. Reported favorably, 637. Ordered to a third reading, 661. Concurred in, 665. Published as chapter 385.
- 712, A. A bill amend to section 1 of chapter 466 of the laws of 1889, relating to free high schools. Received from assembly, 397. Education, 397. Reported favorably, 542. Returned to assembly, 564. Received from assembly, 585. Education, 587. Reported favorably with amendment, 626. Amendment adopted, bill ordered to a third reading, 662. Concurred in, 665. Assembly concurs in senate amendments, 697. Published as chapter 332.
- 715, A. A bill to amend section 344 of chapter 20, revised statutes of 1878, relating to advertising. Received from assembly, 740. Education, 742. Reported favorably, 749. Rules suspended, bill read a third time and concurred in, —. Published as chapter 457.
- 718, A. A bill to amend section 5, of chapter 526, of the laws of 1889, entitled, "An act to provide for and regulate the printing, binding and distribution of the reports of state officers, departments, institutions and societies. Received from assembly, 536. Claims, 537. Reported favorably, 542. Ordered to a third reading, 563. Read a third time and concurred in, 576. Published as chapter 249.
- 723, A. A bill to forbid the manufacture of fraudulent butter and cheese. Received from assembly, 476. Agriculture, 478. Reported with recommendation that it be referred to Judiciary that they may consider the constitutionality of the measure, 603. So ordered, 603. Reported adversely, 619. Non-concurred in, 664.

- No. 727, A. A bill relating to the fishing industry in public waters of Wisconsin. Received from assembly, 658. State Affairs, 660. Reported without recommendation, 685. Senate refuse to order third reading, 726.
- 728, A. A bill authorizing C. L. Nilson to build a dock or pier into the waters of Sturgeon Bay, Door county, Wisconsin. Received from assembly, 356. State Affairs, 357. Reported favorably, 448. Ordered to third reading, 471. Concurred in, 479. Published as chapter —.
- 730, A. A bill to amend the city charter of Sturgeon Bay, Door county, Wis. Received from assembly, 468. Incorporations, 468. Reported favorably, 489. Amendment was adopted, rules suspended, bill read third time and concurred in, 507. Assembly concurs in senate amendments, 512. Published as chapter 134.
- 731, A. A bill to provide for the expense of the Sturgeon Bay Canal investigating committee. Received from assembly, 740. Claims, 742. Reported favorably, 742. Rules suspended, bill read third time and concurred in, 745. Published as chapter 345.
- 734, A. A bill providing for the distribution of public documents. Received from assembly, 450. Printing, 451. Reported adversely, 458. Recommitted to Printing, 463. Reported favorably with amendment, 489. Ordered to third reading, 507. Recommitted to Claims, 514. Reported favorably, 542. Ordered to a third reading, 563. Concurred in, 576. Assembly concurs in senate amendments, 593. Published as chapter 209.
- 737, A. A bill to exempt certain property from taxation, and amendatory of section 1038, of the revised statutes. Received from assembly, 467. Assessment and Collection of Taxes, 468. Reported adversely, 499. Recommitted to Assessment and Collection of Taxes, 516. Reported favorably, 548. Laid over, 579. Amendment offered and adopted, bill ordered to third reading, 615. Concurred in, 641. Assembly concurs in senate amendments, 660. Published as chapter 361.
- 738, A. A bill to authorize the persons therein named to build and maintain a dam across Shioc creek, in Shawano county. Received from assembly, 585.
- Incorporations, 587. Reported favorably, 603. Ordered to third reading, 613. Concurred in, 641. Published as chapter 373.
- No. 740, A. A bill to amend chapter 175, of the laws of 1887, entitled, "An act to amend chapter 159, laws of 1885, entitled, 'An act to revise, codify and amend chapter 278, laws of 1874, entitled, 'An act to incorporate the city of Shawano and the several acts amendatory thereof.' " Received from assembly, 356. Incorporations, 357. Reported favorably, 429. Rules suspended, read third time and concurred in, 442. Published as chapter 158.
- 741, A. A bill to amend chapter 3 of chapter 159, laws of Wisconsin for the year 1885, entitled, "An act to revise, codify and amend chapter 278, laws of 1874, entitled, 'An act to incorporate the city of Shawano and the several acts amendatory thereof.' " Received from assembly, 288. Incorporations, 301. Reported favorably with amendments, 429. Rules suspended, read third time and concurred in, 442. Published as chapter 151.
- 743, A. A bill to amend chapter 204, of the general laws 1879, as amended by chapter 245, of the general laws of 1881, by chapter 289 of the general laws of 1882, chapter 91 of general laws of 1883, chapter 438 of general laws of 1885, chapter 42, chapter 198, chapter 503 and chapter 504, general laws of 1887. Received from assembly, 572. Judiciary, 573. Reported favorably with amendment, 601. Amendments adopted, bill ordered to third reading, 613. Concurred in, 641. Assembly concurs in senate amendments, 660. Returned for further consideration, 758. Vote by which bill was concurred in was reconsidered and referred to State Affairs, 758. Reported that it return to assembly for further consideration, 761. Published as chapter —.
- 746, A. A bill to authorize James McCrossen, J. T. Barber, their resigns and legal representatives, to build dams and improve the navigation of the west branch of Montreal river, in Ashland county, for the purpose of running, rafting, cribbing, towing, storing, assorting and delivering logs, timber and lumber thereon, and to repeal chapter 407, laws of 1887. Received from assembly, 522. Incorporations, 524. Reported favorably, 532. Ordered to a third



reading, 563. Read third time and concurred in, 575. Published as chapter 396.

No. 748, A. A bill to amend chapter 493, of the laws of Wisconsin for the year 1889, entitled, "An act to regulate the manner of drawing petit jurors in certain counties." Received from assembly, 450. Judiciary, 451. Reported favorably, 498. Rules suspended and bill read third time and concurred in, 516. Published as chapter 201.

749, A. A bill relating to the superior court of Milwaukee county, and to amend chapter 125, of the laws of Wisconsin for the year 1887, and acts amendatory thereof. Received from assembly, 420. Rules suspended, bill read third time and concurred in, 421. Published as chapter 67.

752, A. A bill to amend section 1774 of the revised statutes, relating to the organization of corporations. Received from assembly, 467. Incorporations, 462. Reported favorably, 571. Laid over, 589. Recommitted to Judiciary, 589. Reported adversely, 691. Non-concurred in, 615.

758, A. A bill to amend section 2459 of chapter 113 of the revised statutes, entitled "Of the circuit courts." Received from assembly, 357. Judiciary, 357. Reported favorably, 381. Ordered to third reading, 400. Concurred in, 422. Published as chapter —.

759, A. A bill to amend sub-division 20 of section 2982 of chapter 130 of the revised statutes as amended, entitled, "Of executions." Received from assembly, 257. Judiciary, 357. Reported favorably with amendment, 381. Amendments adopted, bill ordered to third reading, 400. Recommitted to Judiciary, 422. Reported favorably with amendment, 635. Rules suspended, amendments adopted, bill read third time and concurred in, 673. Assembly refuses to concur in senate amendments, 714. Reported with amendment to senate amendment, 729. Report agreed to, 729. Assembly agrees to conference committee, 736. Assembly agrees to report of conference committee, 740. Published as chapter 427.

762, A. A bill to amend section 3065, of chapter 132, of the revised statutes, entitled, "Of writs of error and appeals to the supreme court." Received from assembly, 357. Judiciary, 357. Reported favorably, 381. Ordered to third

reading, 400. Read third time and concurred in, 422. Published as chapter 116.

No. 764, A. A bill to amend chapter 129 of the revised statutes, entitled, "Of costs and fees allowed to parties in circuit court." Received from assembly, 357. Judiciary, 357. Reported unfavorably, 531. Non concurred in, 564.

765, A. A bill to amend section 2433 of chapter 113 of the revised statutes as amended, entitled, "Of circuit courts." Received from assembly, 340. Judiciary, 342. Reported back with amendment and recommended concurred in when so amended, 403. Amendments adopted and bill ordered to third reading, 423. Read third time and concurred in, 437. Assembly concurs in senate amendments, 450. Published as chapter 105.

766, A. A bill relating to the duties of sheriffs, and to amend subdivision 4, of section 725, of chapter 37, of the revised statutes, entitled, "Of county officers." Received from assembly, 340. Judiciary, 342. Recommended concurred in, 403. Recommitted to Judiciary, 423. Ordered to third reading, 441. Concurred in, 455. Published as chapter 152.

767, A. A bill to amend section 4031, of chapter 175, of the revised statutes, entitled, "Of appeals and miscellaneous provisions." Received from assembly, 492. Judiciary, 494. Reported favorably, 540. Ordered to a third reading, 564. Read third time and concurred in, 575. Published as chapter 248.

768, A. A bill to amend section 3769, of chapter 160, of the revised statutes entitled, "Of appeals." Received from assembly, 476. Judiciary, 478. Reported favorably, 498. Ordered to a third reading, 515. Read third time and concurred in, 525. Published as chapter 216.

775, A. A bill to amend chapter 521, laws of 1889, entitled, "An act to enable the qualified voters of any town, village or city within this state to determine by ballot whether any spirituous, malt or intoxicating liquors or drinks shall be sold therein." Received from assembly, 585. State Affairs, 586. Reported favorably, 626. Ordered to a third reading, 661. Concurred in, 665. Published as chapter 327.

776, A. A bill to amend chapter 197, of the laws of 1881, entitled, "An act to re-establish a



- municipal court in Rock county." Received from assembly, 476. Judiciary, 478. Reported favorably, 498. Recommitted to Judiciary, 516. Reported favorably, 531. Laid over, 564. Amendment offered, and adopted, and bill ordered to third reading, 598. Concurred in, 612. Published as chapter 315.
- No. 781, A. A bill to appropriate a certain sum of money therein named to John Jones, who was injured by the falling of the south wing of the capitol, November 8, 1883. Received from assembly, 565. State Affairs, 586. Reported without recommendation, 637. Ordered to a third reading, 661. Concurred in, 665. Published as chapter 330.
- 783, A. A bill to permit the erection of monuments in the capitol park. Received from assembly, 512. State Affairs, 513. Reported favorably, 534. Ordered to a third reading, 564. Read third time and concurred in, 575. Published as chapter 285.
- 788, A. A bill relating to the destruction of noxious weeds, and amendatory of chapter 432, of the laws of 1889. Received from assembly, 467. State Affairs, 468. Reported favorably, 500. Ordered to a third reading, 515. Read third time and concurred in, 525. Published as chapter 217.
- 794, A. A bill to amend section 5, of chapter 523, laws of 1889, entitled, "an act relating to banks and banking." Received from assembly, 560. Finance, Banks and Insurance, 562. Reported with recommendation that it be returned to assembly for ayes and noes, 602. So ordered, 602. Returned from assembly, 622. Finance, Banks and Insurance, 624. Ordered to a third reading, 661. Concurred in, 665. Published as chapter 329.
- 795, A. A bill to amend chapter 49 of the laws of 1887, entitled "An act to incorporate the city of Onalaska." Received from assembly, 492. Incorporations, 491. Reported favorably, 532. Ordered to a third reading, 564. Read third time and concurred in, 575. Published as chapter 317.
- 803, A. A bill to amend section 905 of the revised statutes, relating to villages. Received from assembly, 560. Incorporations, 562. Reported favorably, 620. Laid over, 662. Ordered to a third reading, 725. Concurred in, 727. Published as chapter 464.
- No. 804, A. A bill to create a municipal court for the county of Polk. Received from assembly, 340. Rules suspended, read third time and concurred in, 342. Assembly requested to return bill for further consideration, 352. Assembly returns bill, 367. Recommitted to Judiciary, 368. Reported favorably with amendments, 427. Amendments adopted, bill read third time and concurred in, 430. Senate amendments concurred in, 435. Published as chapter 69.
- 807, A. A bill to repeal chapter 399 of the laws of 1876, and the acts amendatory thereof. Received from assembly, 751. Railroads, 753. Reported without recommendation, because violating joint rule No. 15, 755.
- 810, A. A bill to amend chapter 184, laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20th, 1852, and the several acts amendatory thereof," and the several acts amendatory thereof. Received from assembly, 740. Milwaukee Delegation, 742. Reported favorably, 749. Rules suspended, bill read a third time and concurred in, 754. Published as chapter 426.
- 811, A. A bill to authorize the city of Milwaukee to raise a special tax in the second ward of said city for the purpose of raising a fund with which to improve and repair streets of said ward. Received from assembly, 459. Milwaukee Delegation, 460. Reported favorably, with amendments, 548. Amendment adopted and bill ordered to third reading, 578. Concurred in, 588. Assembly concurs in senate amendments, 610. Published as chapter 318.
- 815, A. A bill amending the charter of the city of Milwaukee, and providing for the appointment of assistant assessors therein, and fixing the salary of the tax commissioners. Received from assembly, 604. Milwaukee Delegation, 604. Reported favorably, 620. Ordered to a third reading, 661. Concurred in, 665. Published as chapter 328.
- 818, A. A bill to prohibit discrimination in insurance contracts. Received from assembly, 397. Judiciary, 397. Reported favorably, 541. Ordered to a third reading, 564. Read third time and concurred in, 575. Published as chapter 267.
- 831, A. A bill amending section 5 of chapter 15 of chapter 154 of the laws of 1882, relating to

- the city of Chippewa Falls, Wisconsin. Received from assembly, 560. Incorporations, 562. Reported favorably, 620. Ordered to a third reading, 661. Concurred in, 665. Published as chapter 358.
- No. 832, A. A bill to regulate navigation on the Chippewa river. Received from assembly, 637. Incorporations, 628. Reported favorably with amendment, 657. Rules suspended, bill read third time and passed, 658. Assembly concurs in senate amendments, 672. Published as chapter 313.
- 834, A. A bill to change the boundaries of the towns of Forest county. Received from assembly, 477. Town and County Organizations, 478. Reported favorably, 511. Read third time and concurred in, 511. Published as chapter —.
- 838, A. A bill in relation to amendment to the village of Tunnel City, Monroe county, Wis. Received from assembly, 536. Town and County Organization, 537. Reported with recommendation that it be recommitted to Judiciary, 543. So ordered, 543. Reported adversely, 557. Non-concurred in, 579.
- 839, A. A bill to amend chapter 221, laws of 1882, entitled, "An act to reduce the act incorporating the city of Janesville, and the several acts amendatory thereof, into one act and to amend the same." Received from assembly, 659. Incorporations, 660. Reported favorably with amendment, 684. Rules suspended, amendments adopted, bill read third time and concurred in, 692. Assembly concurs in senate amendments, 715. Published as chapter 400.
- 840, A. A bill to amend chapter 181, of the laws of 1839, entitled "An act to create a municipal court for Douglas county." Received from assembly, 397. Rules suspended, read third time and concurred in, 398. Published as chapter 61.
- 841, A. A bill to amend chapter 132, laws of 1882, and the several acts amendatory thereof, relating to the charter of the city of Portage. Received from assembly, 434. Rules suspended, bill read third time and concurred in, 435. Published as chapter 129.
- 842, A. A bill to revise chapter 37 of the general laws of 1885, entitled, "An act to incorporate the city of Kaukauna." Received from assembly, 431. Incorporations, 431. Rules suspended, read third time and concurred in, 439. Published as chapter 135.
- No. 843, A. A bill to appropriate a sum of money to persons therein named, for expenses incurred as legislative visiting committee to state institutions. Received from assembly, 512. General File, 513. Ordered to a third reading, 525. Read third time and concurred in, 538. Published as chapter 219.
- 844, A. A bill to change the time for holding terms of court in Brown county. Received from assembly, 560. Judiciary, 561. Reported favorably, 601. Ordered to third reading, 613. Concurred in, 641. Published as chapter 355.
- 847, A. A bill to appropriate a sum of money to defray the expense of firing a salute of one hundred guns on the 23rd day of February, 1891, in honor of Washington's birthday. Received from assembly, 610. General File, 611. Ordered to a third reading, 661. Concurred in, 666. Published as chapter 354.
- 848, A. A bill to incorporate the city of Brodhead. Received from assembly, 536. Judiciary, 537. Reported favorably, 540. Rules suspended, bill read third time and concurred in, 544. Assembly requested to return, 617. Returned from assembly, 628. Vote by which bill was concurred in, reconsidered, amendment offered which was adopted, bill read third time and concurred in, 629. Assembly concurs in senate amendments, 647. Published as chapter 270.
- 849, A. A bill to appropriate a sum of money to carry out the provisions of Jt. Res. No. 49, A., 740. General File, 742. Rules suspended, bill read third time and concurred in, 754. Published as chapter 424.
- 851, A. A bill to authorize the commissioners of public lands to loan the county of Dunn a sum of money from the trust funds of the state, and to repeal chapter 314, of the general laws of 1889. Received from assembly, 659. Rules suspended, bill read third time and concurred in, 660. Published as chapter 333.
- 852, A. A bill to amend section 14, of chapter 312, laws of 1887, entitled, "An act to create a municipal court for Oneida county." Received from assembly, 672. Rules were suspended, bill read third time and concurred in, 673. Published as chapter 349.

- No. 853, A. Requiring reports and the payment of annual license fees by corporations, companies and persons operating or controlling dams, booms, sluiceways or other structures under navigable streams or waters situated within or forming a part of the boundary line of this state. Received from assembly, 723. State Affairs, 723. Reported favorably, 727. Ordered to a third reading, 747. Concurred in, 747. Published as chapter 422.
- 854, A. A bill to amend chapter 263, laws of 1891, entitled, "An act to provide for the incorporation of trusts, annuity, guaranty, safe deposit and security company. Received from assembly, 672. Incorporation, 673. Reported favorably, 684. Ordered to a third reading, 725. Concurred in, 727. Published as chapter 425.
- 855, A. A bill to provide copies of Sanborn and Berryman's annotated statutes to persons therein named, and making appropriation therefor. Received from assembly, 714. State Affairs, 716. Reported favorably with amendments, 719. Rules suspended, concurred in, 735. Assembly concurs in senate amendments, 741. Published as chapter 332.
- No. 857, A. A bill to amend section 111, of chapter 216, of laws of Wisconsin, for the year 1889, entitled "An act to incorporate the city of Dodgeville." Received from assembly, 751. Rules suspended, bill read a third time and concurred in, 753.
- 858, A. A bill to amend chapter 162, of the laws of 1887, being the chapter and the acts amendatory thereof. Received from assembly, 757. General File, 758. Rules suspended, bill read a third time and concurred in, 760. Published as chapter 423.

# HISTORY

OF

## Assembly Joint Resolutions.

- No. 2, A. That our senators in congress be and they are hereby instructed, and our representatives in congress are hereby requested to oppose, by their votes and influence, the measure commonly known as the "Federal Election Bill," now pending in the senate of the United States. Received from assembly, 46. Lies over, 46. Federal Relations, 51. Reported favorably with amendment, Senator Clawson dissenting, 101. Amendments adopted, concurred in, 110. Assembly concurs in senate amendments, 125.
- 3, A. Fixing the time for receiving new business. Received from assembly, 46. Lies over, 46. State Affairs, 51. Reported favorably, 76. Refused concurrence, re-considered, 96. Amended, concurred in as amended, 96. Assembly concurs in senate amendments, 125.
- 5, A. To appoint a joint committee in accordance with the governor's message, 51. State Affairs, 51. Reported favorably, 76. Concurred in, 96.
- 11, A. Providing for the adjournment of the legislature. Received from assembly, 121. Concurred in, 121.
- 4, A. Authorizing the appointment of a joint committee to investigate the affairs of the Sturgeon Bay and Lake Michigan Ship canal and Harbor Co. Received from assembly, 125. Laid over, 125. Concurred in, 134.
- 14, A. Providing for the employment of a stenographer and typewriter by the assembly Judiciary committee. Received from assembly, 143. Lies over, 143. Claims, 155. Re-considered, concurred in, 156.
- No. 15, A. For adjournment to Tuesday, February 17th, at 10 o'clock A. M. Received from assembly, 154. Concurred in, 155.
- 13, A. Requesting Wisconsin senators and representatives of congress to oppose the passage of bill 4,962, senate. Received from assembly, 154. Rules suspended, concurred in, 155.
- 16, A. In relation to the death of General Sherman. Received from assembly, 177. Concurred in, 178.
- 17, A. In relation to the death of General Sherman. Received from assembly, 177. Military Affairs, 178.
- 12, A. Amending section 7 of article 7 of the constitution, providing for additional circuit judges in counties having 200,000 or more inhabitants. Received from assembly, 201. Judiciary, 202. Reported favorably, 343. Laid over, 349. Concurred in, 358. Re-considered and resolution re-committed to Judiciary, 358. Reported favorably with amendments, 365. Title corrected, 373. Assembly concurs in senate amendments, 387.
- 18, A. Relative to the death of Admiral David D. Porter. Received from assembly, 201. Concurred in, 202.
- 20, A. For 100 guns in honor of Washington's birthday. Received from assembly, 207. Concurred in, 208.
- 21, A. For adjournment to Tuesday, February 24th, at 10 o'clock a. m. Received from assembly, 208. Laid on the table, 208.
- 23, A. Providing for an expert accountant for the joint committee on Investigation of the Sturgeon Bay and Lake Michigan



- Ship Canal and Harbor Company. Received from assembly, 232. Rules suspended, concurred in, 232.
- No. 26, A. To allow Hon. John Winans to introduce a bill. Received from assembly, 265. Concurred in, 265.
- 24, A. Instructing committees to report all bills by March 23, 1891. Received from assembly, 265. State Affairs, 265. Reported favorably, 291. Recommended to committee provided for by Jt. Res. No. 25, A., 291.
- 25, A. For a committee to fix a time for final adjournment. Received from assembly, 273. State Affairs, 273. Reported favorably, 291. Rules suspended, concurred in, 291.
- 28, A. Requesting the governor to return bill No. 98, A., for correction. Received from the assembly, 279.
- 30, A. Allowing Hon. L. H. Mead to introduce a bill. Received from assembly, 308. Concurred in, 308.
- 31, A. In relation to the death of Hon. John Edwards. Received from assembly, 323. Unanimously concurred in, 323.
- 32, A. To allow Hon. C. E. Smith to introduce a bill. Received from assembly, 334. Concurred in, 335.
- 34, A. Granting Knapstein leave to introduce a bill. Received from assembly, 385. Concurred in, 387.
- 35, A. Authorizing Mr. Brown to introduce a bill to provide for the expense of firing one hundred guns on February 23, 1891. Received from assembly, 385. Concurred in, 387.
- 33, A. In relation to license fees of railway and sleeping car companies. Received from assembly, 385. Railroads, 387. Reported favorably, 510. Concurred in, 524.
- 36, A. Allowing Mr. McMullen to introduce a bill. Received from assembly, 397. Concurred in, 398.
- 37, A. Allowing Mr. McGeehan to introduce a bill. Received from assembly, 439. Concurred in, 440.
- 38, A. Granting leave to Mr. Tracy to introduce a bill. Received from assembly, 439. Concurred in, 440.
- 39, A. Requesting the governor to return No. 313, A., for correction, 450. Concurred in, 451.
- 42, A. Granting the use of the senate and assembly chambers for the legislative ball, April 2, 1891, 468. Concurred in, 469.
- No. 43, A. Granting leave to Mr. Putnam to introduce a bill. Received from assembly, 477. Concurred in, 478.
- 44, A. Granting leave to Mr. Jennings to introduce a bill. Received from assembly, 494. Laid over, 495. Laid upon the table, 505.
- 46, A. Requesting of bill No. 4, A., from the hands of the governor. Received from assembly, 505. Concurred in, 505.
- 45, A. Fixing the time for final adjournment of the legislature. Received from assembly, 524. Concurred in, 524. Vote reconsidered, amendment offered, which was adopted, 526. Made special order for April 9th, 526. Amended, and concurred in as amended, 539. Assembly requested to return, 555. Assembly concurs in senate amendments, 561. Assembly returns, 561. Motion to reconsider, 569. Returned to assembly, 587. Returned to senate, 594. Vote reconsidered, resolution laid over, 595. Laid over, 628. Non-concurred in, 639.
- 47, A. Recalling No. 412, A., from the governor. Received from assembly, 524. Concurred in, 524.
- 40, A. For election of United States senators by vote of the people. Received from assembly, 536. Laid over, 537. Federal Relations, 550. Reported favorably, Senator Clawson dissenting, 687. Concurred in, 706.
- 48, A. Permitting L. H. Smith to introduce a bill. Received from assembly, 561. Concurred in, 563.
- 49, A. Granting leave to L. H. Mead to introduce a bill. Received from assembly, 561. Concurred in, 562.
- 50, A. To provide for railroad maps for certain members. Received from assembly, 610. Claims, 611.
- 51, A. Granting leave to Mr. Osborn to introduce a bill. Received from assembly, 623. Concurred in, 624.
- 52, A. Requesting the governor to return bill No. 848, A., to the assembly. Received from assembly, 623. Concurred in, 624.
- 53, A. Granting leave to Louis Rossman to introduce a bill. Received from assembly, 623. Concurred in, 624.
- 54, A. Granting leave to Mr. Sampson to introduce a bill. Received from assembly, 628. Concurred in, 628.



- No. 55, A. Granting leave to Mr. Winans to introduce a bill. Received from assembly, 646. Concurred in, 647.
- 57, A. Granting leave to L. H. Smith to introduce a bill. Received from assembly, 672. Concurred in, 673.
- 56, A. Relating to Sanborn and Berryman's annotated statutes. Received from assembly, 672. Concurred in, 673.
- 60, A. To permit Senator Nash to introduce a bill. Received from assembly, 672. Concurred in, 673.
- 61, A. Granting leave to Mr. Osborn to introduce a bill. Received from assembly, 698. Concurred in, 698.
- 62, A. Requesting the governor to return bill No. 743, A., for further consideration, 722. Concurred in, 723.
- 63, A. Granting leave to Mr. Baker to introduce a bill. Received from assembly, 740. Concurred in, 742.
- No. 64, A. For a copy of the annotated statutes for Harry Schuetz. Received from assembly, 740. Concurred in, 742.
- 58, A. Providing for a commission to appraise railroads. Received from assembly, 740. Concurred in, 742.
- 65, A. To allow J. E. Dodge to introduce a bill. Received from assembly, 751. Concurred in, 753.
- 66, A. In relation to the navigation of the upper Mississippi. Received from assembly, 751. Concurred in, 753.
- 67, A. Requesting the governor to return No. 214, A., for correction of title. Received from assembly, 771. Concurred in, 771.
- 68, A. Appointing a committee of three to wait on the governor. Received from assembly, 773. Concurred in, 773.

# GENERAL INDEX.

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No. 6, S. An act to amend chapter 54, of the laws of 1885, entitled, "An act to incorporate the city of Viroqua."		
No. 8, S. A bill relating to the distribution of the state school tax, and amendatory of chapter 287, of the laws of 1885, being, "An act to provide for a more efficient common school fund."		
No. 12, S. A bill to amend an act to incorporate the city of Watertown, and the several acts amendatory thereof, approved March 28, 1865.		
No. 21, S. A bill to amend section 1346, of the revised statutes, relating to tunnels.		
No. 30, S. A bill to amend section 1222, A., of the annotated statutes, in relation to telephone licenses.		

[Where any subject is referred to by number of bill, resolution, memorial to congress or petition, either senate or assembly, see corresponding number in "History of Bills," immediately preceding the index.]

AMENDMENTS TO LAWS—Continued.

No. 34, S. A bill relating to the "Royal Society of Good Fellows," and amendatory of section 1, chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, laws of 1882, chapter 94, laws of 1883, chapter 458, laws of 1885, and chapters 42, 198, 509 and 534, laws of 1887.

No. 35, S. A bill relating to the "Fraternal Alliance" and amendatory of section 1, of chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, laws of 1882, chapter 94, laws of 1883, chapter 458, laws of 1885, and chapters 42, 198, 509 and 534, laws of 1887.

No. 46, S. A bill to amend section 1165, of the annotated statutes, relating to land sold for taxes.

No. 49, S. A bill providing that polls of election in towns, for town officers and judges shall close at the same time, and amendatory of section 796, revised statutes, as amended by chapter 232, laws of 1881.

No. 57, S. A bill to amend section 3030, of chapter 131, of the revised statutes of the state of Wisconsin, for the year 1878, relating to remedies supplementary to execution.

No. 62, S. A bill to amend chapter 99, of the laws of 1885, entitled, "An act to incorporate the city of West Bend."

No. 63, S. A bill to amend chapter 443, of the laws of 1889, amendatory of the laws of 1887, entitled, "An act to secure better preservation of game."

No. 66, S. A bill to amend the charter of the city of Plymouth, and the acts amendatory thereof.

No. 87, S. A bill to amend section 3964, of the revised statutes of 1878, and to amend section 3965, of the revised statutes of 1878, as amended by chapter 201, of the laws of 1887, relating to guardians and wards.

No. 70, S. A bill to amend section 329, of the revised statutes, relating to the publication of the laws.

No. 74, S. A bill to amend section 700, chapter 37, of the revised statutes of 1878, relating to county officers.

No. 75, S. A bill to amend sub-division 5, of section 1828, of the revised statutes, regarding additional corporate powers.

AMENDMENTS TO LAWS—Continued.

No. 76, S. A bill to amend chapter 255, of the general laws of 1889, entitled, "An act relating to highways and to define more specifically the rights of abutting owners."

No. 78, S. A bill to amend chapter 21, of the laws of 1882, entitled, "An act to incorporate the city of Baraboo," and the acts amendatory thereof.

No. 81, S. A bill to amend section 16, of chapter 377, of the laws of 1885, as amended by section 2, of chapter 144, of the laws of 1889, relating to the state public school.

No. 86, S. A bill to amend chapter 163, of the general laws of this state for the year 1885, entitled, "An act to amend chapter 4, of the laws of Wisconsin, for the year 1883, entitled, 'An act to incorporate the city of Black River Falls.'"

No. 101, S. A bill to amend section 18, of chapter 377, of the laws of 1885, relating to the commitment of dependent children.

No. 109, S. A bill to amend chapter 13, of the revised statutes, entitled taxation.

No. 110, S. A bill to amend chapter 278, of the general laws of 1887, relating to punishment for larceny.

No. 111, S. A bill to amend the 4th sub-division of chapter 119, of the revised statutes of the state of Wisconsin, entitled, "Of the place of trial of civil actions," as amended by section 1, of chapter 3, of the laws of Wisconsin, passed in the year 1885, entitled, "An act to amend chapter 119, of the revised statutes of Wisconsin," entitled, "Of the place of trial of civil actions."

No. 112, S. A bill to amend chapter 221, of the laws of 1883, relating to corporations.

No. 113, S. A bill to amend section 2331, relating to solemnizing of marriages.

No. 114, S. A bill to amend section 175, of the revised statutes, relating to the papers of notary public.

No. 115, S. A bill to amend section 2333, of the revised statutes, relating to the examination of parties under oath about to be married.

No. 121, S. A bill to revise and amend an act, entitled, "An act to incorporate the city of Two Rivers."



[Where any subject is referred to by number of bill, resolution, memorial to congress or petition, either senate or assembly, see corresponding number in "History of Bills," immediately preceding the index.]

#### AMENDMENTS TO LAWS—Continued.

- No. 126, S. A bill to amend chapter 167, of the laws of 1882, entitled, "An act to regulate the practice of pharmacy, the licensing of persons to carry on such practice and the sale of poisons in the state of Wisconsin."
- No. 127, S. A bill to amend the charter of the city of Waupaca.
- No. 128, S. A bill to amend chapter 414, of the laws of 1887, entitled, "An act in relation to the insuring of school property by district boards."
- No. 129, S. A bill to amend chapter 373, of the laws of 1889, entitled, "An act to amend chapter 22, of the laws of 1887, entitled, 'An act to amend chapter 258, of the laws of 1883, entitled, 'An act to provide for the annual publication of railroad map and appropriating money therefor.'"
- No. 132, S. A bill to amend section 1751, revised statutes of 1878, relating to corporations.
- No. 134, S. A bill to amend section 1, of chapter 234, of the laws of 1889, entitled, "An act to appropriate to the various agricultural, mechanical and industrial fairs or expositions held within the state of Wisconsin certain sums of money as hereinafter specified."
- No. 138, S. A bill to amend chapter 216, of the laws of 1889, being an act to incorporate the city of Dodgeville.
- No. 139, S. A bill to amend the charter of the city of Monroe.
- No. 141, S. A bill to amend chapter 63, of the laws of 1885, relating to attorneys and admission to the bar, and amendatory of section 2586, of the revised statutes.
- No. 148, S. A bill to amend section 347, of the revised statutes.
- No. 149, S. A bill to amend chapter 91, revised statutes, entitled, "Of religious societies."
- No. 150, S. A bill to amend section 2586, of the revised statutes, and the several acts amendatory thereof, applying to admission to the bar.
- No. 153, S. A bill to amend section 8, of chapter 1, of the laws of 1887, entitled, "An act to revise, consolidate and amend chapter 43, of the private and local laws of 1865, entitled, 'An act to incorporate the Wisconsin Odd Fellows Mutual Life Insurance Company, approved February 17, 1889, and the several acts amendatory thereto.'"

#### AMENDMENTS TO LAWS—Continued.

- No. 152, S. A bill to revise and amend the charter of the city of Menasha.
- No. 154, S. A bill to amend the charter of the city of Oshkosh.
- No. 156, S. A bill to amend chapter 525, of the laws of Wisconsin, for the year 1889, entitled, "An act regulating building and loan associations."
- No. 159, S. A bill to amend chapter 99, of the laws of Wisconsin, for the year 1885, entitled, "An act to incorporate the city of West Bend."
- No. 161, S. A bill to amend section 3775, of the revised statutes, concerning fees of jurors in justice courts.
- No. 164, S. A bill to amend chapter 162, of the laws of Wisconsin for the year 1887, entitled, "An act to revise, consolidate and amend the charter of the city of La Crosse, and the several acts amendatory thereof."
- No. 165, S. A bill to amend chapter 162, of the laws of Wisconsin, for the year 1887, entitled, "An act to revise, consolidate and amend the charter of the city of La Crosse, and the several acts amendatory thereof."
- No. 167, S. A bill to amend subdivision one (1), of section 3775, of the revised statutes of 1878, in relation to the taxation of witness fees in justices courts.
- No. 172, S. A bill to amend section 3315, of the revised statutes of 1878, "of liens," as amended by chapter 312, laws of 1885, and chapter 535, laws of 1887, and chapter 333, laws of 1889.
- No. 173, S. A bill to amend section 4633, of chapter 188, of the revised statutes, entitled, "Crimes and punishment thereof."
- No. 179, S. A bill to amend chapter 187, of the revised statutes, relating to the sale, transportation and packing of unwholesome, stale, emaciated, blown, putrid or measly flesh of deceased animals.
- No. 181, S. A bill to amend section 2507, chapter 115, of the revised statutes, relating to the municipal courts of the county of Milwaukee.
- No. 185, S. A bill to amend chapter 181, of the laws of 1883, entitled, "An act to revise, consolidate and amend chapter 57, of the laws of 1874, entitled, 'An act to incorporate the city of Columbus,' and the several acts amendatory thereof."



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No. 186, S. A bill entitled, "An act to amend section 2577, of the revised statutes, entitled, 'Legal holidays.'"

No. 187, S. A bill to amend chapter 54, of the laws of 1885, entitled, "An act to incorporate the city of Viroqua."

No. 189, S. A bill to amend chapter 86, of the revised statutes, entitled, "Of the organization of incorporations."

No. 190, S. A bill amendatory of chapter 13, of the revised statutes of 1878, relating to notaries public.

No. 193, S. A bill to amend section 1, of chapter 462, of the laws of 1889, entitled, "An act to authorize the building and maintenance of a toll bridge between the cities of Grand Rapids and Centralia."

No. 197, S. A bill to amend and revise chapter 140, of the laws of Wisconsin, for the year 1885, entitled, "An act to incorporate the city of Cumberland."

No. 199, S. A bill relating to town officers and amendatory of sections 797 and 808, revised statutes.

No. 204, S. A bill relating to the appointment and compensation of attorney who defends indigent person and amendatory of section 4713, of chapter 191, of the revised statutes, 1878.

No. 206, S. A bill relating to the entry of judgment in cases repealed from justice's court and amendatory of section 3770, of chapter 160, revised statutes, 1878.

No. 207, S. A bill relating to appeals from justices' courts, and amendatory of section 3766, revised statutes, of chapter 160, of revised statutes of 1878.

No. 208, S. A bill to amend chapter 27, laws of 1889, entitled, "An act to revise, consolidate and amend chapter 127, laws of 1887, entitled, 'An act to incorporate the city of Ashland.'"

No. 209, S. A bill to amend section 3968 of the revised statutes, relating to guardians and wards.

210, S. A bill to amend chapter 352 of the general laws of 1887, entitled, "An act to amend chapter 86 of the revised statutes of 1878, entitled, 'of the organization of incorporations.'"

## AMENDMENTS TO LAWS—Continued.

No. 211, S. A bill to amend the charter of the city of Neillsville, and to authorize the common council to expend money on highways leading to said city, and in relation to other matters pertaining to said city.

No. 212, S. A bill for an act to amend chapter 271, of the laws of Wisconsin for the year 1882, and the acts amendatory thereof, entitled an "act to incorporate the city of Neillsville."

No. 214, S. A bill to amend chapter 52, of the revised statutes of 1878, entitled, "Of highways and bridges."

No. 216, S. A bill to amend section 4102 of the revised statutes of 1878, relating to evidence.

No. 217, S. A bill relating to the "Winona Mutual Benefit association," and amendatory of section 1, chapter 204, of the laws of 1879, as amended by chapter 246, of the laws of 1881, and chapter 249, laws of 1882, chapter 94, laws of 1883, chapter 458, laws of 1885, and chapters 42, 198, 509, and 534, laws of 1887.

No. 218, S. A bill to amend subdivision 8, of section 2969, of the annotated statutes, relating to the rate of interest on judgments.

No. 220, S. A bill to amend section 1775, chapter 86, revised statutes, as amended by chapter 133, laws of 1881, and chapter 70, laws of 1883, relating to corporations.

No. 222, S. A bill to amend the charter of the city of Plymouth and the several acts amendatory thereof.

No. 227, S. A bill to amend the charter of the city of Darlington.

No. 228, S. A bill to amend revised statutes of 1878 relating to the assessment and collection of taxes.

No. 229, S. A bill to amend chapter 35 of the revised statutes, entitled "of general provisions relating to counties," and chapter 36 of the revised statutes entitled "of the county board."

No. 230, S. A bill to amend section 2515 of chapter 115 of the revised statutes of 1878, entitled, "of other courts of record."

No. 231, S. A bill to amend section 904 of chapter 40 of the revised statutes of 1878, entitled, "of villages."

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#### AMENDMENTS TO LAWS—Continued.

No. 233, S. A bill to amend chapter 51, of the laws of 1883 (section 320, A., of the annotated statutes), concerning the index to the session laws.

No. 234, S. A bill to amend section 904, revised statutes of 1878, entitled "of villages."

No. 237, S. A bill to amend the charter of the city of Madison.

No. 239, S. A bill to amend the charter of the city of Stoughton.

No. 242, S. A bill to revise, consolidate and amend the charter of the city of Oshkosh.

No. 244, S. A bill to revise, consolidate and amend the charter of the city of Menasha.

No. 246, S. A bill to amend chapter 291, of the laws of 1880, entitled, "an act relating to the equalization of assessments."

No. 248, S. A bill to amend section 695 (as amended by chapter 149, laws of 1885), relating to county boards.

No. 249, S. A bill to amend the charter of the city of DePere.

No. 250, S. A bill to amend chapter 455, of the laws of 1889, entitled, "an act to prevent deception in the sale of cheese."

No. 251, S. A bill relating to the drainage of swamp, marsh and wet land and amendatory of sections 1, 3, 5, 6, 8 and 9, of chapter 495, of the laws of 1887.

No. 252, S. A bill to amend sections 1694 and 1697, of the annotated statutes, entitled, "Involuntary assignments."

No. 253, S. A bill to amend chapter 526, of the laws of 1889, relating to the Wisconsin State Horticultural society.

No. 256, S. A bill relating to highways and amendatory of sections 1223 and 1229, of the revised statutes, entitled, "of highways."

No. 260, S. A bill to amend section 234, laws of 1889, relating to agricultural, mechanical or industrial fairs or expositions.

No. 262, S. A bill relating to and amendatory of chapter 247, of the laws of Wisconsin, for the year of 1878, and acts amendatory thereof relating to the charter of the city of Ft. Atkinson.

No. 266, S. A bill to amend the charter of the city of Milwaukee.

#### AMENDMENTS TO LAWS—Continued.

No. 268, S. A bill to amend section 3315, of the revised statutes, entitled, "Of liens," as amended by chapter 312, of the laws of 1885, and chapter 535, of the 1887, and chapter 333, of the laws of 1889.

No. 269, S. A bill to amend section 494, as amended by chapter 445, laws of 1879, and chapter 146, laws of 1881, relating to free high schools.

No. 270, S. A bill to amend an act entitled, "An act to consolidate and amend an act to incorporate the city of Watertown, and the several acts amendatory thereof," approved March 28, 1865.

No. 272, S. A bill to amend sections 492a and 492Ba of the revised statutes and acts amendatory thereof, relating to convicts in the state prison.

No. 273, S. A bill to amend the charter of the city of Portage.

No. 274, S. A bill to amend section 561, revised statutes, and section 564, revised statutes (as amended by chapter 330, session laws of 1885, and chapter 408, session laws of 1887), relating to the board of charities and reforms.

No. 275, S. A bill relating to public charities and amendatory of chapter 29 of the revised statutes of 1878.

No. 276, S. A bill to amend the charter of the city of Beloit.

No. 277, S. A bill to amend chapter 470, of the laws of 1887, relating to tramps.

No. 278, S. A bill to amend chapter 65 of the revised statutes, relating to vagrants.

No. 279, S. A bill to amend section 1497 of the revised statutes, relating to duties of the commissioners of fisheries.

No. 280, S. A bill to amend section 1 of chapter 201 of the laws of Wisconsin for 1889, entitled, "an act to amend chapter 291 of the laws of 1880, entitled, 'an act relating to the equalization of assessments.'"

No. 281, S. A bill to amend section 13, of chapter 248, of the laws of Wisconsin for the year 1889, entitled, "An act to prevent espionage at public elections, to secure more fully the independence of voters, to enforce more fully the independence of voters, to enforce the secrecy of the ballot, and provide for the printing and distributing of ballots at public expense."

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**AMENDMENTS TO LAWS—Continued.**

No. 282, S. A bill to amend chapter 6, of chapter 184, laws 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof."

No. 283, S. A bill to amend chapter 5, of chapter 184, laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, and the several acts amendatory thereof," and the several acts amendatory thereof.

No. 284, S. A bill for an act to amend section 1, chapter 202, laws of 1882.

No. 287, S. A bill to amend sections 1332, 1333, 1334 and 1335, revised statutes, relating to encroachments.

No. 290, S. A bill to amend chapter 238, laws 1883.

No. 291, S. A bill to amend chapter 204, of the general laws of 1879, and the several acts amendatory thereof.

No. 293, S. A bill to submit to the people an amendment to subdivision 9, of section 31, of article IV, of the constitution of the state of Wisconsin.

No. 294, S. A bill to amend sections 3839 and 3840, of the revised statutes, in regard to proof and payment of debts and legacies.

No. 297, S. A bill to amend chapter 159, laws of Wisconsin for 1852, entitled, "An act to incorporate the Milwaukee Gas Light company," and the several acts amendatory thereof.

No. 298, S. A bill to amend chapter 4, of chapter 184, laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852," and the several acts amendatory thereof.

No. 299, S. A bill to amend chapter 184, laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852," and the several acts amendatory thereof.

No. 301, S. A bill to amend the charter of the city of Ft. Howard.

No. 304, S. A bill to amend chapter 394 of the private and local laws of 1871, entitled, "An act to amend and consolidate the charter of the village of Omro.

**AMENDMENTS TO LAWS—Continued.**

No. 308, S. A bill to amend section 4840 of the revised statutes, relating to search warrants.

No. 309, S. A bill to amend chapter 289 of session laws of 1885, entitled, "of highways and bridges."

No. 310, S. A bill to amend chapter 113 of the revised statutes, relating to circuit courts.

No. 313, S. A bill to amend section 14 of chapter 168 of the laws of Wisconsin, of the year 1887, entitled, "An act to create the third municipal court for Barron county."

No. 314, S. A bill to amend sections 1584a and 1584b, of the revised statutes of the state of Wisconsin.

No. 315, S. A bill to submit to the people an amendment to section 1, of article X, of the constitution of the state of Wisconsin, relating to education.

No. 319, S. A bill to amend section 593, of the revised statutes for the year 1878, as amended by chapter 266, of the laws of 1880, as amended by section 2, of chapter 202, of the laws of 1881, as amended by section 1, of chapter 35, of the laws of 1883, and chapter 228, of the laws of 1889, relating to fees of county judges.

No. 321, S. A bill to amend the charter of the city of Barron.

No. 323, S. A bill to amend chapter 452, laws of 1889, entitled, "An act to create the office of dairy and food commissioner, to prescribe his duties, and to make an appropriation."

No. 325, S. A bill to amend section 3348, of chapter 144, of the revised statutes of 1878, entitled, "Of liens against ships, boats and vessels."

No. 326, S. A bill to amend sections 1332, 1333, 1334 and 1335, of the revised statutes relating "to encroachments."

No. 331, S. A bill to amend the charter of the city of Prairie du Chien.

No. 332, S. A bill to amend chapter 409, of the laws of 1887, as amended by the several acts amendatory thereof, relating to the city of Berlin.

No. 339, S. A bill to amend section 6, of chapter 96, of the laws of 1891, entitled, "An act to create a municipal court in and for the county of Langlade."

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# AMENDMENTS TO LAWS—Continued.

No. 340, S. A bill to amend section 331, of the annotated statutes of Wisconsin.

No. 342, S. A bill to amend chapter 238 of the laws of 1882, entitled, "An act to incorporate the city of Monroe."

No. 343, S. A bill to amend section 3 of chapter 1 of the charter of the city of Milwaukee, and the acts amendatory thereof.

No. 344, S. A bill to amend section 1 of chapter 52 of the laws of 1879, entitled, "An act to regulate the time for holding the general terms of the circuit court of the Eighth judicial district, and to authorize the circuit judge of said court to appoint special terms therein," as amended by section 1 of chapter 135 of the laws of 1885, and section 1 of chapter 350 of the laws of 1889.

No. 347, S. A bill to amend section 25 of the revised statutes of 1878, entitled, "of the manner of conducting elections."

No. 352, S. A bill to amend the charter of Dodgeville.

No. 355, S. A bill to amend section 1, chapter 223, of the general laws of 1891, entitled, "An act to authorize the city of Milwaukee to issue bonds for the construction of a bridge across Milwaukee river."

No. 356, S. A bill to amend chapter 197 of the laws of 1885, entitled, "An act to reduce the laws incorporating the city of Hudson in the county of St. Croix and state of Wisconsin and the several acts amendatory thereof," in one act.

No. 357, S. A bill to amend section 3 of chapter 1 of the charter of Milwaukee and the several acts amendatory thereof.

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No. 5, S. A bill to appropriate money for the purchase of stationery for the use of the state.

No. 22, S. A bill appropriating money to the Wisconsin Veteran's Home, at Waupaca.

No. 36, S. A bill to appropriate a certain sum of money herein named, and to provide for a commission for the World's Fair, in 1893.

No. 44, S. A bill to appropriate to Thomas Anderson a certain sum of money.

No. 55, S. A bill to appropriate to the Wisconsin Dairymen's Association, a sum of money therein named.

No. 80, S. A bill to appropriate the sums of money therein named to the charitable, reformatory and penal institutions of the state.

No. 83, S. A bill to appropriate a certain sum of money therein named to the Wisconsin School for the Deaf.

No. 85, S. A bill to appropriate a certain sum of money therein named to the State Public School.

No. 92, S. A bill to appropriate to John Fetzer, a sum of money therein named.

No. 107, S. A bill to suppress foul brood among bees, and making an appropriation therefor.

No. 122, S. A bill to provide for the annual appropriation of a sum of money therein named to the Wisconsin State Cranberry Growers' association.



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- No. 129, S. A bill to amend chapter 873 of the laws of 1889, entitled, "An act to amend chapter 22, of the laws of 1887, entitled, 'An act to amend chapter 258, of the laws of 1883, entitled, 'An act to provide for the annual publication of railroad map and appropriating money therefor.'"
- No. 147, S. A bill providing for an appropriation to the Columbian exposition.
- No. 178, S. A bill to authorize the state board of supervision to construct fire escapes on the northern hospital for insane and the state hospital for insane, and to appropriate money therefor.
- No. 194, S. A bill to appropriate to Hon. E. Scofield, a sum of money named therein.
- No. 245, S. A bill to appropriate to the Northern Agricultural and Mechanical association a sum of money therein named, to pay its indebtedness incurred by the payment of premiums.
- No. 264, S. A bill to appropriate to the Wisconsin State Firemen's association a sum of money therein named.
- No. 292, S. A bill to authorize the city of Menomonie to appropriate a sum of money.
- No. 317, S. A bill to establish a home for inebriates, and to appropriate money therefor.
- No. 323, S. A bill to amend chapter 452, laws of 1889, entitled, "An act to create the office of dairy and food commissioner, to prescribe his duties, and to make an appropriation."
- No. 16, S. A bill to abolish the State Board of Supervision and the State Board of Charities and Reform, and to create the State Board of Control of Reformatory, Charitable and Penal Institutions, and making an appropriation therefor.
- No. 68, S. A bill to authorize the common council of the city of Milwaukee to appropriate to the assessors of the fourteenth and sixteenth wards of the city of Milwaukee, certain sums of money.
- No. 82, S. A bill to authorize the state board of supervision to purchase a tract of land adjoining the school for the blind, and appropriating money therefor.
- No. 84, S. A bill relating to the swamp lands in the county of Jackson, and to make an appropriation therefor.

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- No. 87, S. A bill to provide for the purchase and distribution of Sanborn & Berryman's Annotated Statutes, and to appropriate money therefor.
- No. 88, S. A bill to provide for a State Board of World's Fair Managers of Wisconsin, and to make an appropriation therefor.
- No. 103, S. A bill to authorize the State Board of Supervision to purchase a tract of land adjoining the Northern Hospital for the Insane, and to appropriate money therefor.
- No. 176, S. A bill to provide for the custody, training and education of the feeble-minded and idiotic, and to appropriate money therefor.
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- On page 95. Jt. Res. No. 9, S., should read, Res. No. 9, S.  
On page 121. No. 2, S., should read, No. 20, S.  
On page 143. Jt. Res. No. 11, S., should read, Res. No. 11, S.  
On page 222. No. 225, S., should read, No. 255, S.  
On page 246. No. 232, S., should read, No. 332, S.  
On page 235. No. 137, S., should read, reported back with amendments.  
On page 273. No. 164, S., should read, No. 164, A.  
On page 287. Res. No. 32, S., should read, No. 18, S.  
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On page 342. Bill No. 147, A., should read, No. 247, S.  
On page 425. Pet. No. 143, S., should read, No. 123, S.  
On page 421. No. 248, S., should read, No. 248, A.  
On page 466. No. 566, A., should read, No. 556, A.  
On page 472. No. 305, A., should read, No. 305, S.  
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On page 494. No. 705, A., should read, No. 795, A.  
On page 505. Jt. Res. No. 36, A., should read, No. 46, A.  
On page 505. Jt. Res. No. 42, S., should read, No. 43, S.  
On page 184. No. 306, S., should read, referred to Railroad.  
On page 401. No. 128, S., should read, referred to Judiciary.  
On page 589. No. 752, A., should read, referred to Judiciary.  
On April 10. No. 344, S., was introduced, but omitted from Journal.  
Bill No. 172, S., should read, reported favorably, on April 16, and assembly amendments concurred in April 16.  
On page 686. No. 267, S., should read, No. 229, S.  
On page 716. No. 769, A., should read, No. 759, A.  
On page 735. No. 233, A., should not appear. It was indefinitely postponed in the assembly, February 20, 1891.  
On page 374. Bills Nos. 92, 134, 202, A., the rules are suspended and bills concurred in.  
On page 584. Bill No. 181, S., should appear as approved.

















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